



JQ6013 G83 1981

Guam Law Revision Commission

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CM

November 27, 1981

CURRENT LAWS DISTRIBUTION #3

This is Distribution #3, somewhat late because of delays at the printer.

1. Replace your Table of Contents with the Table in this Distribution.
2. ADD pages 51-95 to your Public Laws.
3. Replace your Executive Order Table of Contents with that in this Distribution.
4. ADD pages 5-11 to your Executive Orders
5. Replace your Index with the one in this Distribution.

Attached is a listing of our current publications and their prices - for those not receiving free copies as public officials. If you have any needs, please let us know.

The Probate Code was passed by the Legislature on the 16th of November. If the Governor signs it into law, it will be effective 90 days after that date. We will have a GCA edition in print by that time - with index.

CHARLES H. TROUTMAN

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CURRENT LAWS
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SIXTEENTH GUAM LEGISLATURE
Public Law 16-22

Bill No. 334S
Enacted: June 29, 1981
Governor's Action: Approved
Riders: None

Introduced by: J.H. Underwood

AN ACT TO POSTPONE PREPARATION OF A
PROPOSED TERRITORIAL-FEDERAL RELATIONS
ACT UNTIL AFTER THE PLEBISCITE ON GUAM'S
POLITICAL STATUS.

Section 1 Repeals §§1968 and 1969 GC (P.L. 15-128).

Section 2 Amends §1974 GC (P.L. 15-128).

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Sections 1968 and 1969 of the Government Code (as enacted in P.L. 15-128) are repealed.

Section 2. Section 1974 of the Government Code (as enacted in P.L. 15-128) is amended to read:

"§1974. After the results of the plebiscite are made known, the Commission shall reduce the desires of the people of Guam to a written covenant or Territorial-Federal Relations Act, or both, as necessary, to be submitted to the Congress of the United States as the manifest will of the people of Guam on the question of their relationship with the Government of the United States of America. Prior to submission of the Act, covenant or both to the United States Congress, the Commission shall hold public hearings on proposed draft(s). Upon completion of the public hearings, the Commission shall submit a final draft or drafts to the people of Guam at a referendum to be held on May 22, 1982. The Commission shall represent the people of Guam in negotiating with the Congress of the United States the implementation of such covenant, Act, or both, if approved by the people of Guam by majority vote of those persons voting in the referendum."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-23

Bill No. 42S
Enacted: August 11, 1981
Governor's Action: Vetoed
Riders: None

Introduced by: K.S. Moylan
F.R. Santos
J.T. San Agustin

AN ACT TO REPEAL CHAPTER 1 OF TITLE V OF THE
GOVERNMENT CODE AND TO ENACT CHAPTER 4 OF TITLE 4 OF
THE GUAM CODE ANNOTATED RELATIVE TO THE REFORM OF
PERSONNEL POLICIES AND THE CIVIL SERVICE COMMISSION.

Section 1 Adds Chapter 4 to 4 GCA: "Personnel Policy and the Civil Service
Commission."

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§4177 Enforcement of Orders.
§4178 Administrative Adjudication Act Not Applicable.

Section 2 Renumbers §4026 GC (P.L. 15-135:18) to §3104 GC.

Section 3 Adds §11966.1 GC: Personnel Rules: Academic Personnel and
Administrative Officers.

Section 4 Amends §11841 GC: Same.

Section 5 Amends §53553(i) GC re GEDA's employing powers.

Section 6 Amends §13902(g) GC re GHURA Board of Commissioners.

Section 7 Amends §20003(i) GC re Guam Housing Corporation.

Section 8 Amends §21512(a) GC re GPA employment contracts.

Section 9 Amends §21612(a) GC re GTA employment contracts.

Section 10 Amends §62011(a) GC re Guam Airport Authority.

Section 11 Amends §14010(a) GC re Port Authority.

Section 12 R/R §1016 GC re Legislature.

Section 13 Amends §49007(b) GC re Guam Memorial Hospital.

Section 14 Renumbers §§4019-4020.1 and repeals remaining sections of
Title V, Ch. I GC.

Section 15 Repeals §4103.1 GC.

Section 16 Effects this Act on 10/1/81.

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BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. A new Chapter 4 of Title 4 is added to the Guam Code Annotated to read:

"CHAPTER 4

PERSONNEL POLICY AND THE CIVIL SERVICE COMMISSION

Article 1. Personnel Policy

"§4101. Personnel Policy.

(a) Employment in the service of the government of Guam shall be based upon merit, and selection of employees shall be free of personal or political consideration. No person shall be discriminated against in an application for employment or dismissed from employment on account of race, color, age, religion, sex, national origin or physical or mental impairment. All personnel actions, including appointments and promotions, shall be based, insofar as practicable, on competitive practical tests and evaluations. Continuity of employment shall be dependent upon good behavior, satisfactory performance of work and availability of funds.

(b) The Government shall initiate an Affirmative Action Program to assure that physically and mentally handicapped persons shall have an opportunity to obtain government employment. The affirmative action program shall include job training programs for the handicapped and a continuing review of job and work requirements by the personnel agencies and the Civil Service Commission to assure no artificial impediments or discriminatory physical or mental requirements be established to thwart job applications submitted by handicapped persons.

§4102. Classified and Unclassified Services.

All offices and employment in the government of Guam shall be divided into classified and unclassified services as follows:

(a) The unclassified service shall include the positions of:

1. Elective officials;
2. Judges and one bailiff and one secretary for each judge;
3. The Superior Court marshal, deputy marshals, chief clerk and court administrator of the Superior Court;
4. Heads of agencies and instrumentalities and not more than one secretary for each such officer;
5. The first assistant, by whatever title denominated, to the heads of agencies and instrumentalities stated in Paragraph (4), of this Subsection;
6. Persons employed on a temporary basis but not in no event longer than one (1) year for the purpose of furnishing professional or technical services to the government of Guam;
7. Members of boards and commissions;
8. Executive Director of the Commissioners' Council;
9. All offices and employment in the Executive Branch whose appointments are required to be confirmed by the Guam Legislature;
10. All offices and employment made, by law, to be at the pleasure of any board, commission or officer;
11. Legislative attaches, the Executive Director and staff of an individual Senator, or Standing Committee of the Legislature;
12. Members of the Guam Gaming Commission;
13. Physicians employed at Guam Memorial Hospital Authority;
14. All positions in the Department of Military Affairs; and
15. Not more than ten (10) employees of the Office of the Governor and Lieutenant Governor.

(b) The classified service shall include all other positions in the government of Guam except for any position authorized but for which no position description has yet been developed. Such a position shall be filled through a contract, which contracts shall be valid only until the position description has been developed and approved by the Civil Service Commission, at which time, the position shall be filled as required for positions in the classified service. An agency shall have three (3) months during which to develop the job description and present it to the Civil Service Commission for approval. The employment under a contract in a position without a description shall not continue after three (3) months from the commencement of the contract.

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§4103. Preferences.

(a) No preference shall be given in the government service, except that residents of Guam who are physically or mentally impaired, but are physically and mentally able to perform efficiently and safely the duties of the job being applied for as certified by the Director of Public Health and Social Services, or who are veterans of the Armed Forces of the United States, or who are former members of the Guam Police Combat Patrol, as certified by the Director of Public Safety, shall receive a preferential credit of five (5) points which shall be added to their competitive examination score, and such veterans or former members who are disabled as a result of their service in the Armed Forces or Combat Patrol, shall receive a preferential credit of ten (10) points which shall be added to their passing score. In addition, if two (2) applicants for government service are equally qualified for the position to be filled, and one is a beneficiary of a preference pursuant to this Subsection, while the other is not, the former shall be given the first offer of position.

(b) The points added to an applicant's passing score shall be added upon if the applicant receives a minimum passing score and upon initial employment only.

§4104. Departmental Personnel Rules.

Rules subject to criteria established by this Chapter governing the selection, promotion, performance evaluation, demotion, suspension and other disciplinary action, shall be adopted by the Board of Directors for the Guam Airport Authority, Board of Directors for Guam Economic Development Authority, Board of Directors for Guam Housing Corporation, Board of Commissioners for Guam Housing and Urban Renewal Authority, Legislature, Judicial Council, the Board of Directors of the Guam Telephone Authority, the Board of Directors of the Guam Port Authority, the Board of Directors of the Guam Power Authority, the Board of Education, the Board of Regents of the University of Guam, the Guam Community College Board of Trustees and by the Board of Trustees of the Guam Memorial Hospital Authority with respect to personnel matters within their respective branches, agencies or departments, and by the Director of Administration as to all other Executive Branch employment. Such rules shall, to the extent practicable, provide standard conditions for entry into and other matters concerning the government service. The personnel rules adopted for Guam Airport Authority, Guam Telephone Authority, Guam Port Authority, Guam Power Authority, Board of Education, Guam Memorial Hospital Authority, the Judiciary and by the Director of Administration shall require that all their classified employee appeals be heard by the Civil Service Commission. Personnel rules governing the Legislature and other Executive Branch entities may require that their classified employee appeals be heard by the Civil Service Commission. Rules concerning the Executive Branch shall take effect upon their approval by the Civil Service Commission, by Executive Order of the Governor and filing with Legislative Secretary. Rules concerning the Legislative and Judicial Branches shall take effect upon filing with the Civil Service Commission.

Such rules shall include the following provisions:

(a) That the minimum rate of each pay range shall be the normal rate for initial employment in the positions and classes assigned thereto; provided, however, that directors or other departmental heads may, with the approval of the Civil Service Commission, authorize initial employment in a position at a higher step in the position's pay range if such action is warranted by recruitment difficulties or by the new employee's special or unusual qualifications, including experience;

(b) That no spouse of any director, chief administrator or other department head within the government of Guam may be employed within the department, agency or instrumentality so headed by such director, chief administrator or other officer;

(c) That overtime for those employees entitled thereto shall be calculated at one and one-half (1½) times their regular wage; and

(d) That employees may work at outside employment not in conflict with their government service nor such as would bring the government of Guam or its employees into disrepute, but that any employee may undertake such employment only if such is not in conflict with his duly scheduled hours of government employment and only with the consent in writing of his department or agency head, which consent may not be unreasonably withheld.

Adoption of such rules are not subject to the Administrative Adjudication Act.

§4105. Personnel Rules.

The personnel rules provided for in §4104 of this Chapter shall provide procedures for the employment of persons on the basis of merit, and shall include an orderly and systematic method of recruitment and the establishment of qualified lists for employment purposes. They shall provide for a probationary period of not less than three (3) nor more than twelve

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(12) months for all original appointments, except for original academic appointments at the University of Guam or the Guam Community College, during which time the employee may be dismissed at any time without right of appeal and without right of being given reasons or charges in writing. Specific procedures and policies shall be included, governing the following:

- (1) The announcement of vacancies and acceptance of applications for employment;
- (2) Preparation and conduct of examinations;
- (3) Establishment and use of employment lists containing names of persons eligible for employment;
- (4) Establishment of promotional policies;
- (5) Certification of employment of persons from employment lists to fill vacancies and the making of temporary and emergency appointments;
- (6) Evaluation of the work of employees, including those serving a probationary period;
- (7) Transfer, promotion and reinstatement of employees in the competitive service;
- (8) Separation from the service of employees by resignation, layoff, suspension, dismissal and for incapacity to perform required duties, provided that the rules shall provide a system for the employee to seek reconsideration of suspension, dismissal and removal for incapacity to perform by answering any charges within ten (1) days and having a conference with the administrative head;
- (9) Establishment of hours of work, attendance and leave regulations and working conditions;
- (10) Development of employee morale, welfare and training;
- (11) Rules governing the outside employment of employees;
- (12) Maintenance and use of necessary records and forms;
- (13) A uniform system of handling all grievances, except where a different grievance system has been negotiated between a recognized employee organization and the appropriate management officials;
- (14) Appeal of an adverse action not inconsistent with §§4175 and 4176 of this Chapter;
- (15) In the case of academic employees of the University of Guam or the Guam Community College, and their successor agencies, a system of tenure appropriate to the academic nature of the respective institutions; and
- (16) Such other matters as may be necessary to properly carry out the intent and purposes of this Chapter.

Notwithstanding any provisions of law to the contrary, all contracts for the hiring of non-resident, off-island employees shall conform to the provisions of §4110.3 of the Government Code.

§4106. Maternity Leave.

Maternity leave shall be granted to a female employee occupying a permanent position who is absent from work as a result of childbirth. Such maternity leave shall not exceed ten (10) days, shall be in addition to sick leave and shall be paid leave. Such maternity leave shall be any ten (10) days encompassing the date of childbirth, and any additional leave taken for such childbirth purposes shall be charged against accumulated sick leave.

§4107. Sick Leave.

(a) Defined. Employees occupying permanent positions shall accrue sick leave at the rate of one-half day (4 hours) for each biweekly pay period in which they are in pay status for the entire ten (10) days; otherwise, there shall be no accrual for such period. For the purposes of this Section, all full-time employees of the Department of Education, University of Guam and the Guam Community College shall be deemed to be employed on the same two thousand eighty (2,080) hour year divided into twenty-six (26) biweekly pay periods as other permanent positions within the Government, even though such employees may be paid in accordance with a different payroll system. Therefore, they shall accrue thirteen (13) days sick leave per duty year.

(b) Accumulation. Unused sick leave may be accumulated and carried over to succeeding leave years without limitation.

(c) When Allowed. Sick leave with pay shall be allowed whenever the employee is compelled to be absent from duty on account of illness, injury, medical condition or because of quarantine due to his own or another's illness.

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(d) Certification. If an employee is absent because of illness, injury, medical condition or quarantine in excess of three (3) consecutive days, he may be required to furnish a certification as to the incapacity from a regularly licensed physician or other evidence administratively acceptable. The department head may require certification for such other period as is appropriate.

(e) Administration. If the certification required by Subsection (d) is not furnished, all absence which would have been covered by such certification shall be indicated on the payroll as leave of absence without pay.

(f) Special Provisions. The generality of Subsections (a) through (f) is subject to the following special provisions:

(1) Additional sick leave with pay may be allowed an employee on the recommendation of the Director of Administration, or the appropriate branch, department, agency or authority head and approval of the department, agency or authority board or commission, where such exists, or the Governor for employees of the Executive Branch, the Rules Committee of the Legislature for employees within the Legislative Branch, and the Judicial Council for employees of the Judiciary;

(2) Falsification of an illness or medical condition report shall be considered sufficient cause for disciplinary action, including dismissal from the government service for repeated offenses;

(3) Sick leave with pay shall be allowed during leaves of absence or vacation, provided, however, that any sick leave taken while on vacation must be supported by a certificate issued by a licensed physician. No employee shall be allowed to undertake gainful employment while on sick leave status;

(4) The minimum charge for sick leave shall be one hour and additional charges in multiples thereof;

(5) Sick leave with pay, up to a maximum of thirteen (13) days, may be granted in advance of earning such leave under the conditions described in Subsections (a), (b), (d), (f)(3) and (f)(4) of this Section. If an employee is separated from the service without having earned all of the sick leave allowed and taken, there shall be deducted from any money due him at the time of separation an amount equal to his salary for the period of unearned sick leave allowed and taken;

(6) Responsibility for administration of this Section shall remain with the appointing authorities, subject to such audit as may be ordered by the Civil Service Commission.

(g) Vesting. Sick leave accrued for service with the government of Guam or any of its instrumentalities, branches, authorities or any entity, corporation or agency, shall vest in the employee upon accrual and shall remain vested in such employee so long as he is employed by the Government notwithstanding the fact that from time to time, he may be transferred from one branch to another or to an autonomous agency, authority or other entity within the government of Guam, provided, that if such employee is separated from government service for a period longer than three (3) years, he shall be divested of all accumulated sick leave.

§4108. Annual Leave.

(a) Annual leave shall be granted employees occupying permanent positions, except personnel of the Department of Education, Guam Community college or the University of Guam who are employed on a school-year basis, in accordance with the following schedule:

(1) One-half day (4 hours) for each full biweekly pay period in the case of employees with less than three (3) years of service;

(2) Three-fourths day (6 hours) for each biweekly pay period except that the accrual for the last full biweekly pay period in the year shall be one and one-fourth day (10 hours) in the case of employees with three (3) but less than fifteen (15) years of service;

(3) One (1) day for each full biweekly pay period in the case of employees with fifteen (15) years or more service.

For purposes of this Section, all elective officials except members of the Board of Education shall be deemed employees occupying permanent positions.

(b) The terms 'years of service' shall be deemed to include service with the Naval Government of Guam or with other Federal instrumentalities or agencies within Guam prior to August 1, 1950, and to include honorable service with the Armed Forces of the United States if such former member of the Armed Forces is not receiving a retirement annuity or pension as result of such military service. 'Years of service' shall include one year for each year served as a school year employee.

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(c) Employees entitled to annual leave hereunder may accumulate up to four hundred eighty (480) hours thereof. Any annual leave earned by eligible employees in excess of four hundred eighty (480) hours shall be automatically credited to such employee's accumulated sick leave, provided, that not more than one hundred (100) hours shall be credited to said sick leave.

(d) Nothing in this Section shall be construed to preclude provision, by appropriate personnel rules and regulations, for annual leave for employees occupying permanent positions excepted from the application of this Section, and such other matters as are essential or incidental to the administration of the leave system not otherwise prescribed herein, including but not limited to accumulation and carry-over of leave to succeeding fiscal years.

(e) Any employee who transfers from one branch of the government of Guam to another, or from one department, agency, instrumentality or corporation of the government of Guam to another department, agency, instrumentality or corporation at his option may accept the cash value of his earned leave at the time of transfer or transfer his accumulated leave to his new government position, notwithstanding the fact that such transfer may appear on the employee's personnel records as a resignation and re-employment.

§4109. Sabbatical Leave.

All consultants, teachers, vice-principals, assistant principals and principals of the Department of Education and academic employees of the University of Guam and of the Guam Community College, all of whom are permanent residents of Guam, may be given a sabbatical leave of absence upon completion of seven (7) consecutive years of satisfactory teaching service. To be eligible for such sabbatical leave, an employee must have obtained a baccalaureate degree or its equivalent, or otherwise be deemed or sufficient skill and experience to deserve such a leave. The Board of Education, the Guam Community College Board of Trustees, or the Board of Regents, as the case may be, shall determine eligibility for such leave and shall schedule the same in such a way as not to unduly interfere with or disrupt the operations of the Department of Education, Guam Community College or the University of Guam, respectively. As a condition for the granting of sabbatical leave, the employee must, during the period of such leave, be engaged in endeavors related to his field of employment, and agree to return to his employment following such leave for a period of not less than two (2) years. 'Sabbatical leave' for the purposes of this Section, means twelve (12) calendar months of fully paid leave, and any accumulated regular annual leave must be included within and taken at the same time as the sabbatical leave.

§4110. Lump Sum Payment for Annual Leave.

Notwithstanding any other provision of law, an employee of the Government entitled to annual vacation leave may, prior to his taking of any such leave, receive a lump sum payment in cash equivalent to the amount of leave authorized to be taken.

§4111. Vacation Employment for Students.

Notwithstanding any other provision of this Title, or of Title V of the Government Code, the administrative heads of executive departments, agencies or instrumentalities of the Government, and of the Judicial and Legislative Branches of the Government, may employ during the vacation period between school years, at a rate not exceeding the minimum wage specified by any applicable Federal or Guam law, students of the various public and private schools in Guam who are at least sixteen (16) years of age, provided, that such employment may not exceed eight (8) hours in one day and five (5) days in one week and that such employment may not be of a hazardous nature or in any way injurious to or endangering the student. Students employed under the authority of this Section shall not be eligible for retirement, sick or annual leave benefits, and, except as may be specifically provided therein, the personnel rules shall not apply to such employment, provided, however, that such employment shall be considered as employment for purposes of the Worker's Compensation Act.

§4112. Employment on Loan Basis.

The Governor may request the services, on a loan basis, of employees of the United States, or the government of any state, territory or possession of the United States, or political subdivision thereof, and agree to comply with conditions imposed pursuant to law with respect to such employee's continued membership in employee's retirement system of the lending government and any requirements of the lending government as to salary and transportation expenses.

§4113. Inter-branch Employee Transfers.

Any employee in the classified service may be appointed or transferred to a position in a different branch, department, agency, instrumentality, authority or corporation requiring

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equivalent qualification for the one held or to a higher position. Qualification and standards as established by the Civil Service Commission in cooperation with any branch, department, agency or instrumentality authorized by law to administer the personnel law and determine its own personnel rules shall be honored and accepted. Any employee affected by this Section shall not have affected adversely his governmental service, retirement credits, sick or annual leave, and other fringe benefits normally granted to an employee of the Government.

§4114. Right of Petition.

The right of persons employed by the Government, either individually or collectively, to petition the Legislature, or any committee or member thereof, or the Governor, shall not be denied or interfered with.

Article 2. Removal, Prohibitions, Penalties

§4130. Removal Generally.

No person in the classified service shall be removed except for such cause as will promote the efficiency of the service and for the reasons given in writing. The person whose removal is sought shall have notice of the same and of any charges preferred against him, and be furnished with a copy thereof, except as provided in §4105 of this Chapter, and also be allowed a reasonable time for personally answering the same in writing with affidavits in support thereof; provided, however, that this Section shall not apply to persons whose employment is purely temporary, seasonal, intermittent, part-time or only for a specific project.

Nothing in this Section shall permit an employee to have redetermined by the Commission any matter which, having been finally judicially determined is grounds, in law or personnel rule, for removal from the government service.

§4131. Termination of Employment.

(a) Termination of employment. As used in this Section: 'termination of employment' means the ending of an employee's status as an employee with the Government when the act is initiated by the Government.

(b) Notwithstanding any other provision of law, rule or regulation to the contrary, any employee, including a casual employee, who is within the classified service, shall be given written notice of at least sixty (60) days prior to termination of employment for any reason. In situations where for the convenience of the Government it is necessary to terminate an employment without the giving of sixty (60) days notice, the employee shall be retained in pay status until the notice period shall have run.

(c) Subsection (b) of this Section shall not apply to a person whose employment is terminated for cause, provided, however, that this exclusion shall not impair an employee's right to challenge such termination under applicable personnel rules.

(d) In instances where an employee has been continued in pay status but been relieved of duties, the employee shall not be given a lump sum payment for the period of notice to which entitled but shall, instead, be paid on a biweekly basis and such payment shall continue only so long as the employee certifies under oath that he has not obtained new employment. The obtaining of new employment during the notice period shall constitute a waiver by the employee to any further claim for the pay to which he would otherwise be entitled.

§4132. Prohibition - Habitual Intoxicant.

No person habitually using intoxicating beverages in excess, or narcotic or other mind-altering drugs which are being used unlawfully, shall be appointed to or retained in any office, appointment or employment in the Government.

§4133. Prohibition - Several Members of Family.

Whenever there are already two (2) or more members of an immediate family in the public service under the same department of any branch of the Government, no other members of such family shall be eligible to appointment to any such department; provided, however, that such prohibition shall not apply to employees in the medical, para-medical or teaching professions. As used in this Section, 'immediate family' means a collective body of persons living together in one home under one head.

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§4134. Miscellaneous Prohibitions.

(a) Preferences, conditions and prohibitions concerning employment in the Government shall conform with the provisions of the Organic Act of Guam. No person shall be discriminated against in connection with any of the processes provided for by this Chapter or in the rules adopted thereunder because of race, color, political opinions or religious opinions or affiliations.

(b) Any person who uses or attempts to use political influence or promises any advantage in connection with the selection or promotion of any employee in the classified services, solicits contributions for political purposes or solicits during office hours or at any time makes demands upon employees in the classified services for such contribution shall be guilty of a petty misdemeanor.

(c) Any person who wilfully makes a false or misleading statement in order to secure employment, advancement or other benefits under this Chapter or under the rules adopted thereunder shall be guilty of a petty misdemeanor and, in addition, shall forfeit the position, employment, benefit or advancement sought through the false or misleading statement or statements.

(d) No person who advocates, or who aids or belongs to any party, organization or association which advocates the overthrow by force or violence of the government of Guam or of the United States shall be qualified to hold a Government position.

(e) No officer or employee of the Government shall conduct or engage in any business or trade outside the government service without the prior approval of his department head as provided in §4104 of this Chapter.

In addition to the limitations contained in §4104(d) of this Chapter:

(1) No approval shall be granted if such business or trade may be prejudicial to the best interests of the people or if there may be a conflict of interest between the officer's or employee's government position and the outside trade or business;

(2) Every officer or employee who has a direct or indirect interest in any firm, partnership, business or corporation which contracts with the Government, at the time of submission of bids or commencement of negotiations as the case may be, shall file a statement under oath with the Director of Administration for Executive Branch employees, the Court Administrator for Judiciary employees, and the Executive Director of the Legislature for Legislative Branch employees describing such interest. Any such statement shall also be given to the department head of such employee and shall be a public record for all purposes.

As used in this Section, 'interest' includes ownership of not less than five percent (5%) of the firm, corporation or partnership or the employee having a position with the said firm, corporation or partnership equivalent to that of officer, manager or other decision-making position.

(f) Failure by an officer or employee to comply with any of the provisions of Subsection (e) of this Section shall be grounds for dismissal from government service and the Director of Administration, Court Administrator or Executive Director of the Legislature, as the case may be, shall order the compensation stopped of any officer or employee found to be in violation.

(g) Any contract entered into involving a violation of Subsection (e) of this Section may be declared null and void at the discretion of the Government.

(h) No contract may be entered into whereby any officer or employee shall have any administrative, supervisory or directory power over the execution thereof if such officer or employee has any direct or indirect interest in the contractor or in the contract. All contracts entered into in violation of this Subsection are void.

§4135. Penalties.

In addition to appropriate administrative actions, any violation of the provisions of this Chapter is a petty misdemeanor.

Article 3. Group Benefits

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§4155. False Arrest Insurance.

(a) The Governor or his designee shall obtain, on behalf of the employees of the Government, false arrest insurance on a competitive basis for the employees for any false arrest, assault and battery, false imprisonment or malicious prosecution in the course of the employee's duties as a peace officer of the Territory.

(b) The Director of Public Safety shall determine which employees of the Government require such protection and their participation therein shall be mandatory and all premiums for any such policies shall be paid in full by the Government.

(c) As used in this Section, 'peace officer' shall mean all persons designated as such by § 8 GCA §5.55 (Criminal Procedure).

§4156. Payroll Deductions Authorized.

The Government, with the consent of the employee which consent may be withdrawn at any time, may provide payroll deductions for the making of any payments authorized by this Article and the making of mortgage payments by government employees on home or appliance loans obtained by said employees wherein the Small Business Administration of the United States is mortgagee.

In addition, the Director of Administration or any appropriate authority may establish, by appropriate rule, subject to the Administrative Adjudication Act, any other payments which may be paid by employees, with their consent which may be withdrawn at any time thereafter, through payroll deductions.

The provisions of this Section shall not apply to payroll deductions authorized by §4415(e) of the Government Code.

Article 4. Civil Service Commission

§4170. Civil Service Commission.

(a) There is established, in and for the government of Guam, a Civil Service Commission composed of seven (7) members appointed by the Governor with the consent of the Legislature. The members shall serve for a term of six (6) years and until their successors are appointed and qualified, provided that of the initial members appointed under this Chapter, appointments shall be made so that two (2) members of the Commission, sitting or newly appointed shall serve for two (2) years, two (2) members, sitting or newly appointed shall serve for a term of four (4) years and three (3) members, sitting or newly appointed shall serve for a term of six (6) years.

(b) No members shall be an employee of the Government, a member of any board or commission of the Government, a recipient of any annuity from the Government, nor a member of the immediate family of an employee of the Government. As used in this Section, 'immediate family' means a collective body of persons living together in one house under one head.

(c) The appointment of any person to the Commission shall become void if at any time during his term of office, he shall become an employee of the Government, accept appointment to any other board or commission or accept an annuity from the Government.

(d) When a vacancy occurs, the Governor shall appoint a new member within sixty (60) days of the commencement of the vacancy.

(e) The Governor may remove members of the Civil Service Commission but only for conviction of a crime constituting a felony or a misdemeanor involving moral turpitude, willful misconduct in office, willful and persistent failure to perform the duties of office, or any conduct which is prejudicial to the administration of the merit system of the government of Guam. Nothing in this Section shall require the reappointment of any member. A person sought to be removed may challenge the decision by an action for declaratory judgment in the Superior Court.

(f) The members of the Civil Service Commission sitting at the date of enactment of this Chapter who meet the requirements and limitations placed upon membership by this Chapter shall remain in office until the expiration of their respective terms.

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§4171. Quorum.

The quorum of the Commission shall be four (4) members. The vote of four (4) members shall be required for any action of the Commission. The Commission may adopt rules to govern its procedures.

§4172. Duties of the Commission.

The Commission has the following duties, powers and responsibilities:

(a) It shall provide by rule standards relating to position classification, creation of new positions or classes of positions, as provided in §4107 of the Government Code, and as required for positions in the other branches of the Government as such positions are placed within the jurisdiction of the Commission;

(b) It shall hear appeals from the adverse actions taken to suspend, demote or dismiss an employee from the classified service if such right of appeal to the Commission is established in the personnel rules governing the employee;

(c) It shall investigate conditions of government employment as it deems necessary and report findings and recommendations to the Governor and Legislature annually;

(d) It may set aside and declare null and void any personnel action taken by any entity of the Government under its jurisdiction when it has found that such action was taken without compliance with personnel laws or rules, provided, however, that this Section shall not be deemed to permit appeals by employees from adverse actions not covered by Subsection (b), above;

(e) It shall review the salaries of positions in the unclassified service, including judges and elected officials and recommend adjustments to the Legislature on an annual basis;

(f) Administer, as provided in law and in Executive Orders, the Equal Employment Opportunity Programs of the Government;

(g) It shall prepare and submit to the Governor and the Legislature on or before July 1 of each year, an analysis of changes needed to adjust the pay schedules to reflect changes in the cost of living in the previous year. If the Governor for reasons of emergency or economic condition affecting the general welfare finds it inappropriate to implement the adjustment, he shall submit an alternate proposal to the Legislature no later than August 1. Unless the Legislature reduces, raises or nullifies the adjustments made by the Civil Service Commission, the adjustment shall go into effect on October 1 of that year.

§4173. Subpoena Powers.

The Chairperson of the Civil Service Commission or the Executive Director, upon his own initiative, upon the request of any member of the Commission, or upon the request of any party before the Commission, may summon in writing any person to attend before a meeting of the Commission as a witness and in a proper case, to bring with him any book, record or paper which may be deemed material as evidence in the case. The fees for such attendance shall be the same as the fees of witnesses before the Superior Court, except that if the witness is a government employee no witness fees shall be given. The subpoena shall issue in the name of the Civil Service Commission, and shall be directed to the person and shall be served in the same manner as subpoenas to appear and testify before the court. If any person or persons summoned to testify shall refuse or neglect to obey said subpoena, upon petition, the court may compel the attendance of such person or persons before the Commission, or punish said person or persons for contempt in the same manner provided by law for securing the attendance of witnesses or their punishment for neglect or refusal to attend in the Superior Court.

§4174. Commission Staff.

The Civil Service Commission may employ its own staff and shall employ its own legal counsel to serve at the pleasure of the Commission, either on a full-time basis, or may employ on retainer an attorney in private practice in Guam. An attorney employed by the Commission, and who is not in private practice, may be treated as an attorney of the Government for purposes of admission to the practice of law in Guam.

§4175. Adverse Action Procedure and Appeals.

An employee who is to be dismissed, demoted or suspended shall be given immediate notice of the proposed action, together with a specific statement of the charges upon which such action is based, in the manner required by Article I of this Chapter. Copies thereof shall be filed with the Civil Service Commission and, if applicable, with the Government entity charged with hearing his appeal under the personnel rules governing his employment not later than the working day next following the effective date of the action.

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While an employee's appeal is pending, he may be suspended by the department, instrumentality or agency. The Civil Service Commission or appropriate entity may order the employee reinstated to active duty during pendency of the appeal.

The employee within twenty (20) days of the effective date of the action, may appeal to the Commission or appropriate entity by filing his written answer to the charges against him. The Commission or appropriate entity shall then set the matter for hearing as expeditiously as possible. The employee or his representative shall be given the opportunity to inspect any documents relevant to the action which would be admissible in evidence at the hearing, and to depose, interview or direct written interrogatories to other employees having knowledge of the acts or omissions upon which the dismissal, demotion or suspension is based. The Commission or appropriate entity may sustain, modify or revoke the action taken. The decision of the Commission or appropriate entity shall be final but subject to judicial review.

§4176. Standards for Making Decisions on Appeal.

(a) Upon the hearing of any adverse action appeal, the burden of proof shall be upon the Government to show that the action of the branch, department, agency or instrumentality was correct.

(b) Upon the hearing of a grievance, discrimination complaint or other appeal, the burden of proof shall be upon the employee to show that the action of the Government was improper.

(c) In cases involving charges which could be a crime if the person was charged in a criminal action, the Commission shall determine the matter based upon substantial evidence that the employee committed the acts charged.

§4177. Enforcement of Orders.

The Civil Service Commission may seek enforcement of its decisions and orders in all matters by application to the Superior Court for the appropriate remedy. In seeking enforcement of its decisions and orders, the application for enforcement shall be entitled 'The Civil Service Commission v. (department, agency, instrumentality or officer)'. No enforcement shall be commenced against any department head or other employee or officer of the Government in his personal capacity.

§4178. Administrative Adjudication Act Not Applicable.

Neither the rules of the Civil Service Commission, nor any procedures prescribed thereunder are subject to the Administrative Adjudication Law, unless the contrary is expressly required by a law other than the Administrative Adjudication Law."

Section 2. Section 4026 of the Government Code, as enacted by Section 18 of P.L. 15-135, is renumbered §3104 of the Government Code.

Section 3. A new §11966.1 is added to the Government Code to read:

"§11966.1. Personnel Rules: Academic Personnel and Administrative Officers.

Rules and regulations governing selection, compensation, promotion, performance evaluation and disciplinary action affecting academic personnel and administrative officers shall be adopted by the Board in accordance with Sections 4 GCA 4104 and 4105. Such rules and regulations shall provide for the employment of persons on the basis of merit, and shall include an orderly and systematic method of recruitment and the establishment of qualified lists for employment purposes. For the purpose of this Section, an 'administrative officer' is defined as one who holds any of the following positions: Associate or Assistant Dean; Associate or Assistant Director; Dean or Director; Assistant to the Provost or Vice-President; provided, however, that nothing in this Chapter shall be construed as preventing the Board from establishing other administrative officer positions or abolishing any of the existing positions indicated herein."

Section 4. Section 11841 of the Government Code is amended to read:

"§11841. Personnel Rules: Academic Personnel and Administrative Officers.

Rules and regulations governing selection, compensation, promotion, performance evaluation and disciplinary action affecting academic personnel and administrative officers shall be adopted by the Board in accordance with Sections 4 GCA 4104 and 4105. Such rules and regulations shall provide for the employment of persons on the basis of merit, and shall include an orderly and systematic method of recruitment and the establishment of qualified lists for employment purposes. For the purpose of this Section, an 'administrative officer' is

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defined as one who holds any of the following positions: Associate or Assistant Dean; Associate or Assistant Director; Dean or Director; Assistant to the President or Vice-President; provided, however, that nothing in this Chapter shall be construed as preventing the Board from establishing other administrative officer positions or abolishing any of the existing positions indicated herein and further provided, however, that nothing in this Section nor in any other section of this Chapter involving the outlay of public funds shall become effective unless funds, therefore, shall have been provided in the University's annual budget."

Section 5. Section 53553(i) of the Government Code is amended to read:

"(i) To employ such employees to provide such clerical and technical assistance as may be necessary for the conduct of the business of the Corporation; to delegate to them such powers and to prescribe for them such duties as may be deemed appropriate by the Corporation; to fix and pay such compensation to them for their services as the Corporation may determine without regard to the provisions of the personnel and compensation law; to require bonds from such of them as the Corporation may designate, the premiums therefor to be paid by the Corporation, and to remove and discharge such employees and other clerical and technical assistants, pursuant to the provisions of the personnel regulations adopted pursuant to the provisions of Sections 4 GCA 4104 and 4105."

Section 6. Section 13902(g) of the Government Code is amended to read:

"(g) The Governor shall designate a Chairman and Vice-Chairman from among the Commissioners. The Commissioners shall constitute the Board of Commissioners of the Authority. The Board may employ an Executive Director of the Authority who shall serve at the pleasure of the Board, technical experts, such other officers, agents and employees, permanent and temporary, as it may deem necessary, and shall determine their qualifications, duties, tenure and compensation. For such legal service as it may require, the Authority may employ or retain its own counsel and legal staff. The Authority may delegate to one or more of its officers, agents or employees, such powers and duties as it may deem proper. The Board shall adopt personnel rules pursuant to Sections 4 GCA 4104 and 4105."

Section 7. Section 20003(i) of the Government Code is amended to read:

"(i) To appoint, pursuant to the provisions of the personnel rules adopted pursuant to Sections 4 GCA 4104 and 4105, such officers, agents, attorneys and employees, as may be necessary for the conduct of the business of the Housing Corporation; to delegate to them such powers and to prescribe for them such duties as may be deemed appropriate by the Housing Corporation; to fix and pay such compensation to them for their services as the Housing Corporation may determine, without regard to the compensation laws and to require bonds from such of them as the Housing Corporation may designate, the premiums, therefore, to be paid by the Housing Corporation. Any member of said Board who is found by the Governor or his representative to be guilty of a violation of this Section shall be removed from office by the Governor and any appointee of said Board who is found by the Board to be guilty of a violation of this Section shall be removed from office by said Board. The Housing Corporation shall give due consideration to residents of Guam in the selection and promotion of its officers and employees."

Section 8. Section 21512(a) of the Government Code is amended to read:

"(a) Employment. Pursuant to the provisions of Sections 4 GCA 4104 and 4105, the Board shall establish rules and regulations regarding selection, promotion, performance evaluation, demotion, suspension and other disciplinary action for the employees of the Authority; provided, however, that all contracts for the hiring of off-island employees shall conform to the provisions of §4110.3 of the Government Code."

Section 9. Section 21612(a) of the Government Code is amended to read:

"(a) Pursuant to the provisions of Sections 4 GCA 4104 and 4105, the Board shall establish rules and regulations governing selection, promotion, performance evaluation, demotion, suspension and other disciplinary action for the employees of the Authority; provided, however, that all contracts for the hiring of off-island employees shall conform to the provisions of §4110.3 of the Government Code."

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Section 10. Section 62011(a) of the Government Code is amended to read:

"(a) The Board, pursuant to Sections 4 GCA 4104 and 4105, shall establish rules and regulations governing the selection, promotion, performance evaluation, demotion, suspension, dismissal and other disciplinary action for employees of the Authority."

Section 11. Section 14010(a) of the Government Code is amended to read:

"(a) Pursuant to the provisions of Sections 4 GCA 4104 and 4105, the Board shall establish rules and regulations governing selection, promotion, performance evaluation, demotion, suspension and other disciplinary action for the employees of the Authority."

Section 12. Section 1016 of the Government Code is repealed and reenacted to read:

"(a) The Legislature, in addition to the attaches referred to in §1010 of this Code, and any classified employees, may employ as the staff of a senator or committee of the Legislature other employees, to be known as 'staff employees', as it may from time to time require. Notwithstanding the provisions of the personnel law and of the compensation law, the methods of appointment and promotion and the compensation, tenure, leave and other condition of employment of such staff employees and attaches shall be such as the Legislature may from time to time fix by its Standing Rules or by resolution.

(b) The Committee on Rules shall certify the amount of compensation due such employees and attaches in accordance with the Standing Rules or resolution of the Legislature and the disbursing officer of the Legislature shall thereupon pay the same in accordance with said certification.

(c) The respective term of employment for all staff employees and attaches of the Legislative Branch shall automatically expire upon the termination of the term of that Legislature. The Chairman of the Rules Committee of an outgoing Legislature, within ten (10) days following the declaration of results and issuance of certificates of election under the election law, shall account for and effect the orderly turn-over of legislative keys and other property, records and files to the legislator designated for that purpose by the majority of the incoming legislators."

Section 13. Subsection (b) of §49007 of the Government Code is amended to read:

"(b) All employees of the hospital, except physicians, shall be members of the classified service of the Government."

Section 14. Sections 4019, 4019.1, 4020, 4020.1 (enacted by P.L. 12-213, as amended) and 4020.2 are renumbered Sections 4 GCA 4150, 4151, 4152, 4153 and 4154; and the remaining sections of Chapter I of Title V of the Government Code, relative to the "Personnel Board," are repealed.

Section 15. Section 4103.1 of the Government Code is repealed.

Section 16. The provisions of this Act shall take effect on October 1, 1981.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-24

Bill No. 151S
Enacted: August 11, 1981
Governor's Action: Vetoed
Rider: None

Introduced by: C.T.C. Gutierrez
J.T. San Agustin
J.I. Leon Guerrero

AN ACT TO AMEND SECTION 1434 OF THE
GOVERNMENT CODE BY ADDING A NEW
SUBSECTION (j) RELATIVE TO EMPOWERING
THE SURUHANU TO BRING CIVIL
PROCEEDINGS AND RETAIN COUNSEL.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Section 1434 of the Government Code of Guam is hereby amended by adding a
new Subsection (j) thereto to read as follows:

"(j) To bring civil proceedings in any appropriate court to enforce the provisions of
this Chapter and to retain legal counsel to effectuate the intent of this Subsection and this
Chapter."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-25

Bill No. 303
Enacted: August 21, 1981
Governor's Action: Approved
Riders: None

Introduced by: F.F. Blas

AN ACT RELATIVE TO ELIMINATING AND
PROHIBITING THE GUAM POWER AUTHORITY
FROM INCLUDING IN ITS RATE MAKING
PROCESS THE FOUR PERCENT (4%) IN LIEU
TAX PAYMENTS.

Section 1 Repeals §21509(b) GC for said purpose.
Section 2 Effects Act 90 days after enactment.

BE IT ENACTED BY PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Section 21509(b) of the Government Code of Guam is repealed in its entirety.

Section 2. This Act shall become effective ninety (90) days after enactment.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-26

Bill No. 432S
Enacted: August 21, 1981
Governor's Action: Approved
Riders: None

Introduced by:	A.R. Unpingco
F.F. Blas	T.C. Crisostomo
J.Q. Torres	E.T. Charfauros
J.F. Quan	J.I. Leon Guerrero

AN ACT TO AMEND SECTION 19543 OF THE
GOVERNMENT CODE TO EXEMPT FROM THE
GROSS RECEIPTS TAX CERTAIN SALES OF
LIQUID FUEL.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Section 19543 of the Government Code is amended by adding a new Subsection
.1015 to read:

"1015. Amounts received from the sales of liquid fuel to the United States of
America, to the government of Guam or for commercial aviation purposes."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-27

Bill No. 286S
Enacted: August 11, 1981
Governor's Action: Vetoed
Riders: None

Introduced by: T.C. Crisostomo
C.A. Kasperbauer A.C. Lamorena III
P.F. Perez, Jr. J.H. Underwood
J.Q. Torres A.R. Unpingco
C.T.C. Gutierrez

AN ACT TO PROVIDE DIRECT ASSISTANCE TO
FARMERS WHO LOST CROPS DUE TO TYPHOON
BETTY.

Section 1 Decreases FY81 appropriations to the Dept. of Agriculture.
Section 2 Appropriates from Section 1 deappropriation for said compensation.
Section 3 Effects Act immediately.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

read: Section 1. Items (1), (2) and (6) of Part XV of Section 3 of P.L. 15-142 are amended to

APPROPRIATION FROM

ITEM AND SUBTOTAL	GENERAL FUND	OTHER LOCAL FUND	FEDERAL FUND
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"PART XV

DEPARTMENT OF AGRICULTURE

(1) Director's Office	\$ 99,748	\$ 99,748	
(2) Plant Nursery	\$128,420	\$116,604	
(3) Consumer Marking Service	\$ 64,818	\$ 64,818."	

Section 2. The One Hundred Twenty Thousand Dollars (\$120,000) deappropriated in Section 1 of this Act is appropriated to the Department of Agriculture for the purpose of compensating in part individuals who suffered agricultural losses from the winds and rains caused by Typhoon Betty in October 1980 subject to the conditions set herein:

- Claims to the department must be submitted within thirty (30) calendar days after this bill is enacted into law;
- Any and all sums unexpended from the appropriation made herein as of June 30, 1981 shall be reverted to the unappropriated surplus of the General Fund; and
- The Director of Agriculture shall submit to the Speaker of the Guam Legislature a report relative to the appropriation made herein and the number of claims filed and approved, dollar value, and the sums returned to the General Fund, if any, as well as attest to all the conditions and provisions of law, or any rules and regulations provided herein.

Section 3. This Act shall take effect immediately.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-28

Bill No. 478S
Enacted: August 29, 1981
Governor's Action: Approved by Acting Governor
Riders: None

Introduced by: T.V.C. Tanaka

AN ACT MAKING APPROPRIATIONS FOR THE STUDENT FINANCIAL ASSISTANCE PROGRAM, THE TEACHER TRAINING SCHOLARSHIP PROGRAM AND THE NURSES TRAINING PROGRAM AND TO AMEND PROVISIONS OF THE GOVERNMENT CODE HAVING TO DO WITH MERIT AWARD, STUDENT LOAN AND PROFESSIONAL-TECHNICAL AWARD PROGRAMS ADMINISTERED BY THE BOARD OF REGENTS OF THE UNIVERSITY OF GUAM.

- Section 1 Appropriates \$1,295,000 to the UOG Student Financial Assistance Fund.
Section 2 Section 1 supplements unexpended balance in same fund.
Section 3 Appropriates \$446,479 to the UOG Teacher Training and Nurses Training Programs.
Section 4 Appropriations made in this Act are for encumbrances beginning 08/01/81.
Section 5 Exempts Sections 1-3 from BB&MR allotment reserves.
Section 6 Requires a report and audit on above programs.
Section 7 R/R appropriation made to Public Health by P.L. 15-142.
Section 8 Amends §11806 GC: Application forms and notices [UOG financial assistance program.]
Section 9 Amends §11806 GC: Students entitled to loans.
Section 10 Amends §11812 GC: Students entitled to merit awards.
Section 11 Amends §11813 GC: Benefits.
Section 12 Amends §11814 GC: Students entitled to [pro-tech] awards.
Section 13 Amends §11815 GC: Benefits.
Section 14 Amends §11819 GC: Awards for citizens of Trust Territory.
Section 15 R/R §11820 GC: Awards for the Commonwealth of the Northern Mariana Islands.
Section 16 Amends §11821 GC: Benefits.
Section 17 Repeals Subchapters f, g, and i.
Section 18 Adds §11837(6) GC exempting students of the Advance Placement Program from paying tuitions.
Section 19 Amends §11977(a) GC relative to GCC schedule of tuition and fees.
Section 20 Severability clause.
Section 21 Conditions on Sections 8-16 of this Act.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. There is hereby appropriated from the General Fund the sum of One Million Two Hundred Ninety-Five Thousand Dollars (\$1,295,000) to the Student Financial Assistance Fund established under §11802 of P.L. 11-138, and administered by the Board of Regents of the University of Guam.

Section 2. The appropriations made under Section 1 of this Act shall supplement the unexpended balance of Two Hundred Seventy Thousand Five Hundred Ninety-Two Dollars (\$270,592) in the Student Financial Assistance Fund including all unexpended appropriations and repayments to the fund.

Section 3. There is hereby appropriated from the General Fund the sum of Four Hundred Forty-Six Thousand Four Hundred Seventy-Nine Dollars (\$446,479) to the University of Guam for implementation of the Teacher Training Scholarship Program and the Nurses Training Program, to be allocated as follows:

- | | |
|---|------------|
| a) Teacher Training Scholarship Program | \$435,479 |
| b) Nurses Training Program | \$ 11,000. |

Section 4. The appropriations made under this Act shall be available for encumbrances incurred commencing August 1, 1981.

Section 5. The appropriations made under Sections 1, 2 and 3 of this Act shall not be subject to any allotment reserves which may be imposed by the Bureau of Budget and Management Research.

Section 6. The Board of Regents shall by November 30, 1981, submit a comprehensive report to the Speaker of the Legislature identifying the merits and benefits accruing from the student financial assistance programs administered by the Board of Regents to date, and include

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such study recommendations for improving the merit award, student loan and professional-technical award programs. The Territorial Auditor shall conduct a performance and fiscal audit of the last five (5) years of the merit award, student loan and professional-technical award programs in an effort to discern what benefits have accrued to the Territory and what, if any abuses there may have been of the programs and submit recommendations for corrective legislative action.

Section 7. Subsection (5), Part XVI, Section 3 of P.L. 15-142 is hereby repealed and reenacted to read as follows:

APPROPRIATION FROM

ITEM AND SUBTOTAL	GENERAL FUND	OTHER LOCAL FUND	FEDERAL FUND
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"PART XVI

DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES

(5) Senior Citizens Division			
a. Title III-A			
Administration	\$ 114,663	\$ 28,666	\$ 85,997
b. Operations	\$ 417,422	\$ 417,422	
c. Title III-B			
Social Services	\$ 734,876	\$ 110,176(M)	\$ 624,700
1. FY1981 Allotment	\$ 110,065(M)		\$ 623,700
2. FY1980	\$ 111(M)		\$ 1,000
d. Title III-C1 & C2			
Nutrition Program	\$1,020,007	\$ 152,957(M)	\$ 867,050
1. FY1981 C1 Allotment	\$ 128,856(M)	\$ 128,846(M)	\$ 730,125
2. FY1981 C2 Allotment	\$ 24,022(M)		\$ 136,125
3. FY1980 C2 Reallotment	\$ 89(M)		\$ 800
e. Title IV-A Training Program			
	\$ 15,000		\$ 15,000
TOTAL	\$2,301,968	\$ 709,221	\$1,592,747."

Section 8. Section 11806 of the Government Code is amended to read:

"§11806. Application Forms and Notices.

The Board shall prescribe by regulation necessary application forms and procedures for all awards granted pursuant to this Chapter. The Board shall give notice in all Guam high schools, the University of Guam, in a newspaper of general circulation and the electronic media at least once before the acceptance period is to commence and other appropriate places on the availability of all awards. The Board shall further mail notices to the education administrators for each of the districts of the United States Trust Territory of the Pacific Islands and Commonwealth of the Northern Mariana Islands advising them of the availability of Guam's scholastic awards. Such notices shall be posted and sent by the Board annually in a timely manner to permit interested students an opportunity to apply for the awards granted by this Chapter."

Section 9. Section 11809 of the Government Code is amended to read:

"§11809. Students Entitled to Loans.

The Board is authorized to approve loans for graduate and undergraduate studies or training to qualified applicants who are admitted to the University of Guam or for graduate studies to qualified applicants who are admitted to an off-island college or university as full-time students on regular status. The loans provided in this Subchapter are subject to the following limitations:

(a) The applicant must be a bona fide resident of Guam and a United States citizen or a permanent resident alien and must have achieved an overall grade point average of at least 2.5 in his high school studies, or an overall grade point average of at least 3.0 in his undergraduate studies if he is pursuing a graduate degree.

(b) The applicant must agree that after completion of the course of studies for which the award was granted he will remain or return to work on Guam for a period of one (1) year.

(c) The applicant must be in financial need, which shall be determined by regulations authorized by §11804 of Subchapter A of this Chapter.

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(d) The applicant must present to the Board prior to the granting of the loan satisfactory proof that he has been admitted to the college or university as a full-time student to pursue a program of study in the area for which the loan was applied for.

(e) The off-island colleges and universities must be properly accredited and must be approved by the Board; provided, however, that no loans shall be granted for studies at an off-island institution in a specific academic program that is available at the University of Guam."

Section 10. Section 11812 of the Government Code is amended to read:

"§11812. Students entitled to Merit Awards.

There are hereby established annual merit awards to the University of Guam for high school students in the graduating classes of the several public and private high schools in Guam, now or hereafter established, who are bona fide residents of Guam and are United States citizens or permanent resident aliens who have completed four (4) academic quarters in public or private high school in the territory of Guam. Earned credits shall not include any credits transferred from a school outside of Guam. The students entitled to these awards shall be those students having the highest academic scholastic standing in their graduating classes. Each graduating class of each school is entitled up to two (2) such awards and an additional award for every fifty (50) graduates or fraction thereof; provided, however, that if as a result of the equal scholastic standing of two (2) or more graduates, there is a tie for the awards granted pursuant to this Chapter and there are an insufficient number of awards available for the tying graduates, additional awards shall be provided for such graduates.

In the event any graduate entitled to receive the benefits of an award granted pursuant to this Subchapter declines or fails to accept the awards herein provided, the next student in academic scholastic standing in the class shall be entitled to such award."

Section 11. Section 11813 of the Government Code, as amended, is further amended to read:

"§11813. Benefits.

Students entitled to merit awards pursuant to this Subchapter shall receive the following benefits:

(a) Free tuition and fees to be paid by the Fund for a period of not more than four (4) years at the University of Guam;

(b) An annual allowance of Two Thousand Dollars (\$2,000) per year for room and board, textbooks and educational supplies to be disbursed monthly in accordance with regulations adopted by the Board."

Section 12. Section 11814 of the Government Code is amended to read:

"§11814. Students Entitled to Awards.

There are established twenty (20) professional and technical annual awards for graduate studies. Funds appropriated for the purpose of providing loans and professional and technical awards and which are not totally expended may be used in succeeding years so as to increase the number of annual awards; provided, however, that in awarding additional awards or loans, first preference shall be given to those applicants who have been accepted or who have been admitted to graduate programs leading to a degree in medicine, dentistry or law. The awards provided in this Subchapter are subject to the following limitations:

(a) The applicant must be a bona fide resident of Guam and a United States citizen or a permanent resident alien and must have achieved an overall grade point average of 3.0 in his high school studies, or in his undergraduate studies if he is pursuing a graduate degree.

(b) The applicant must agree that after completion or termination of his course of studies for which the award was granted, he will return to work on Guam for a period of one (1) year.

(c) The applicant must present to the Board prior to the granting of the award satisfactory proof that he has been admitted to the college or university as a full-time student to pursue a program of study in the award applied for.

(d) The colleges or universities must be properly accredited and must be approved by the Board; provided, however, that no award shall be granted for studies at an off-island institution in a specific academic program that is available at the University of Guam.

(e) The Board shall select the recipients of the awards upon the basis of scholastic ability, financial need, aptitude and health as well as the likelihood of the recipient returning to Guam to fill its professional needs.

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(f) No award shall be made under this Subchapter unless the Board has made a written finding that the proposed award shall be for the professional or technical skills needed in the territory of Guam. Annually, the Board shall determine those areas in which additional professional and technical skills are needed and establish a list of priorities prior to considering any applications for the awards."

Section 13. Section 11815 of the Government Code is amended to read:

"§11815. Benefits.

Students entitled to merit awards pursuant to this Subchapter shall receive the following benefits:

(a) Payment of tuition and fees for a period of not more than four (4) scholastic years;

(b) An annual grant loan of not more than Two Thousand Five Hundred Dollars (\$2,500) per year to be disbursed in accordance with regulations adopted by the Board, such grant loans to be non-interest bearing except as to unpaid delinquent amounts. In no case shall the total amount loaned to a single individual under this Subparagraph exceed the sum of Ten Thousand Dollars (\$10,000)."

Section 14. Section 11819 of the Government Code is amended to read:

"§11819. Awards for Citizens of the Trust Territory.

There are established six (6) annual merit awards to the University of Guam for high school students in the graduating classes of the several public and private high schools in the Trust Territory of the Pacific Islands. Applicants for such awards shall be citizens of the Trust Territory of the Pacific Islands, shall have completed four (4) years of high school, of which at least the last full academic year shall have been in the Trust Territory of the Pacific Islands. Each of the five (5) districts of the Trust Territory of the Pacific Islands is entitled to one (1) award per year, provided that the students given this award shall have attained an overall grade point average of 3.0. The Board shall select annually the recipient of the award from each district, such selection to be based on scholastic ability, aptitude, health, ambition and other criteria to be determined by the Board by regulation."

Section 15. Section 11820 of the Government Code is repealed and reenacted to read:

"§11820. Awards for the Commonwealth of the Northern Mariana Islands.

There are established two (2) merit awards at the University of Guam for high school students in the graduating classes of the several public and private high schools within the jurisdiction of the Commonwealth of the Northern Mariana Islands. Applicants shall have completed four (4) years of high school, of which at least the last full academic year shall have been in one of the schools of the Commonwealth of the Northern Mariana Islands. To be entitled to this award, students shall have attained an overall grade point average of 3.0. The Board shall select recipients on the basis of scholastic ability, aptitude, health and other criteria to be determined by the Board."

Section 16. Section 11821 of the Government Code is amended to read:

"§11821. Benefits.

Students entitled to merit awards pursuant to this Subchapter shall receive the following benefits:

(a) Free tuition and fees to be paid by the Fund for a period of not more than four (4) years at the University of Guam;

(b) An annual allowance of One Thousand Five Hundred Dollars (\$1,500) per year for room and board, textbooks and educational supplies to be disbursed monthly in accordance with regulations adopted by the Board. Room and board shall, whenever possible, be at dormitories at the University of Guam."

Section 17. Subchapters f, g and i (being §§11822-11826.5) of the Government Code are repealed.

Section 18. A new Subsection (6) is hereby added to §11837 of the Government Code of Guam to read as follows:

"(6). No tuition shall be levied upon any student admitted to study under the 'Advance Placement Program'."

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Section 19. Section 11977(a) of the Government Code is amended to read:

"§11977(a). The Board shall establish a schedule of tuition and fees for courses offered by the post secondary and continuing education division and apprenticeship training division. The schedule of fees and tuition shall be applicable to all persons who enroll in the College whether or not they are employees of the College, provided, however, that no tuition shall be charged a student regularly enrolled in any high school who is concurrently enrolled in the College in an Advance Placement Program."

Section 20. If any part of this Act is invalid, all valid parts that are severable from the invalid part shall remain in effect. If a part of this Act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

Section 21. Sections 8 through 16 of this Act shall apply prospectively only and those sections shall not be used to deny assistance to any person whose enrollment in a course of study has been approved by the Board of Regents prior to the effective date of this Act.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-29

Bill No. 331
Enacted: September 1, 1981
Governor's Action: Approved
Riders: None

Introduced by:	F.F. Blas
C.T.C. Gutierrez	T.V.C. Tanaka
K.S. Moylan	E.R. Duenas
J.H. Underwood	P.F. Perez, Jr.
M.Z. Bordallo	E.T. Charfauros
T.C. Crisostomo	C.A. Kasperbauer
A.C. Lamorena III	J.I. Leon Guerrero
J.F. Quan	F.J. Quitugua
J.T. San Agustin	F.R. Santos
R.Q. Sudo	J.Q. Torres
L.L. Umagat	A.R. Unpingco

AN ACT TO AMEND PUBLIC LAW 14-116 RELATING TO
PERMITTING PUBLIC WORKS DEPARTMENT TO USE
APPROPRIATED FUNDS FOR ROADWAY IMPROVEMENTS
IN THE MUNICIPALITY OF BARRIGADA.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Section 1 of P.L. 14-116 is amended to read as follows:

"Section 1. There is hereby appropriated from any available balance in the Territorial Highway Fund effective July 1, 1978, the sum of Three Hundred Seventy Thousand Dollars (\$370,000) to the Department of Public Works for design and improvement of Leyang Road and other roadways in the municipality of Barrigada, as well as the design of a sewer system from P. Camacho Way in Barrigada village to the intersection in Route 10. The road shall be designed in consideration of construction of a sewer system providing that the road will not be destroyed by later construction of a sewer system."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-30

Bill No. 387S
Enacted: September 1, 1981
Governor's Action: Approved
Riders: None

Introduced by: P.F. Perez, Jr.
A.C. Lamorena III A.R. Unpingco
T.C. Crisostomo C.T.C. Gutierrez
E.R. Duenas

AN ACT TO AMEND PUBLIC LAW 15-142 RELATIVE TO
INCREASING THE AUTHORIZATION FOR ACCEPTANCE
OF FEDERAL FUNDS FOR PUBLIC ASSISTANCE.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Item 6 (b) of Part XVI of Section 3 of P.L. 15-142 is amended to read:

		APPROPRIATION FROM		
	ITEM AND SUBTOTAL	GENERAL FUND	OTHER LOCAL FUND	FEDERAL FUND
"(b) Public Assistance, State Aid	\$4,400,000	\$1,100,000(M)		\$3,000,000."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-31

Bill No. 373S
Enacted: September 1, 1981
Governor's Action: Approved
Riders: Yes

Introduced by:	C.A. Kasperbauer
J.F. Quan	F.J. Quitugua
A.C. Lamorena III	J.I. Leon Guerrero
J.T. San Agustin	L.L. Umagat
F.F. Blas	M.Z. Bordallo
E.T. Charfauros	T.C. Crisostomo
E.R. Duenas	C.T.C. Gutierrez
K.S. Moylan	P.F. Perez, Jr.
F.R. Santos	R.Q. Sudo
T.V.C. Tanaka	J.Q. Torres
J.H. Underwood	A.R. Unpingco

AN ACT TO APPROPRIATE THE SUM OF
FIFTY-THREE THOUSAND DOLLARS (\$53,000)
TO THE DEPARTMENT OF PUBLIC WORKS
FOR ELIMINATING FLOODING PROBLEMS.

- Section 1 Appropriation for flood control in Yigo.
Section 2 Directs the Dept. of Public Works to identify flooding problems within
30 days.
Section 3 Directs the Bureau of Budget & Management Research to identify capital
improvement projects completed with fund balances.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. There is hereby appropriated from the General Fund the sum of Fifty-Three Thousand Dollars (\$53,000) to the Department of Public Works for the purpose of alleviating and/or for eliminating the flooding problems in the Marianas Terrace Subdivision in the municipality of Yigo.

Section 2. The Department of Public Works is hereby directed to identify all flooding problems and submit a comprehensive report no later than thirty (30) days after the enactment of this bill to the Legislature.

Section 3. The Director of the Bureau of Budget and Management Research is hereby directed to identify all capital improvement projects funded by the General Fund and completed with fund balances. This report shall be submitted to the Legislature not later than thirty (30) days after the enactment of this bill.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-32

Bill No. 83S
Enacted: September 1, 1981
Governor's Action: Approved
Riders: None

Introduced by: A.R. Unpingco
J.H. Underwood

AN ACT TO ADJUST CREDIT SERVICE CHARGE
AND LOAN FINANCE LIMITATIONS IN CERTAIN
TRANSACTIONS.

Section 1 Amends §2201(2)(b), 14, GCA relative to credit service charge.
Section 2 Amends §2602(2), 14, GCA relative to same.
Section 3 Amends §3508(2)(b), 14, GCA relative to loan finance charge.
Section 4 Amends §3602(2), 14, GCA relative to same.
Section 5 Amends P.L. 14-73 relative to the recommendation of the Savings & Loan
Advisory Commission.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Paragraph (b) of Subsection (2) of §2201 of Title 14 of the Guam Code Annotated is amended to read:

"(b) Twenty-four percent (24%) per year, calculated on the unpaid balances of the amount financed according to the United States rule."

Section 2. Subsection (2) of §2602 of Title 14 of the Guam Code Annotated is amended to read:

"(2) With respect to a sale other than one pursuant to a revolving charge account, the parties may contract for the payment by the buyer of an amount comprising the amount financed and a credit service charge not in excess of twenty-four percent (24%) per year calculated on the unpaid balances of the amount financed according to the United States rule."

Section 3. Paragraph (b) of Subsection (2) of §3508 of Title 14 of the Guam Code Annotated is amended to read:

"(b) Twenty-four percent (24%) per year calculated on the unpaid balances of principal according to the United States rule."

Section 4. Subsection (2) of §3602 of Title 14 of the Guam Code Annotated is amended to read:

"(2) With respect to a loan other than one pursuant to a revolving loan account the parties may contract for the payment by the debtor of a loan finance charge not in excess of twenty-four percent (24%) per year calculated on the unpaid balances of the principal according to the United States rule."

Section 5. Section 3 of P.L. 14-73, as amended, which established an eleven (11) member Commission to recommend statutory revisions to territorially chartered saving and loan associations, is further amended to read:

"Section 3. The recommendation of the Commission shall be presented to the Governor and to the Legislature at which time the Commission shall be terminated."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-33

Bill No. 411
Enacted: September 1, 1981
Governor's Action: Approved
Riders: None

Introduced by:	K.S. Moylan
A.R. Unpingco	A.C. Lamorena III
F.F. Blas	J.H. Underwood
M.Z. Bordallo	E.T. Charfauros
T.C. Crisostomo	E.R. Duenas
C.T.C. Gutierrez	C.A. Kasperbauer
J.I. Leon Guerrero	P.F. Perez, Jr.
J.F. Quan	F.J. Quitugua
J.T. San Agustin	F.R. Santos
R.Q. Sudo	T.V.C. Tanaka
J.Q. Torres	L.L. Umagat

AN ACT TO ADD A NEW SECTION 53578.1 TO THE GOVERNMENT CODE RELATIVE TO CLARIFYING THE INTENT OF THE LEGISLATURE ON THE TAXABILITY OF REBATES GRANTED TO HOLDERS OF GUAM ECONOMIC DEVELOPMENT AUTHORITY QUALIFYING CERTIFICATES.

Section 1 Said purpose.
Section 2 Section 1 retroactive to 08/21/65.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. A new §53578.1 is added to the Government Code to read:

"§53578.1. Taxability of Rebates: Legislative Intent.

It is the intent of the Legislature that rebates of income taxes to qualifying entities pursuant to §§53577 and 53578 of this Chapter be rebates on all the taxes owed and that no portion of the rebates given be later subject to income taxation."

Section 2. Section 1 shall take effect retroactively to August 21, 1965.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-34

Bill No. 278S
Enacted: September 2, 1981
Governor's Action: Approved
Riders: None

Introduced by: P.F. Perez, Jr.
A.C. Lamorena III
E.R. Duenas

AN ACT ADDING SECTION 19.60 TO THE GUAM CRIMINAL AND
CORRECTIONAL CODE REGARDING ACTS OF TERRORIZING AND
AMENDING SECTION 1972 OF THE GOVERNMENT CODE RELATIVE
TO THE POLITICAL STATUS REFERENDUM.

Section 1 Adds §19.60 to the Criminal & Correctional Code relative to terrorizing.
Section 2 Amends §1972 (P.L. 15-128) relative to the Political status referendum.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Section 19.60 of the Guam Criminal and Correctional Code is hereby enacted to read as follows:

"§19.60 (a). A person is guilty of terrorizing if he communicates to any person a threat to commit or to cause to be committed a crime of violence dangerous to human life, against the person to whom the communication is made or another, and the natural and probable consequence of such a threat, is to place the person to whom the threat is communicated or the person threatened in reasonable fear that crime will be committed.

(b) Terrorizing is a felony of the third degree."

Section 2. Section 1972 of the Government Code is amended by substituting therein the date January 30, 1982, for September 12, 1981, and adding thereto Subsections (b), (c) and (d) to read:

"(b) The Commission shall use for the election the ballots printed for use in the election heretofore scheduled to be conducted September 12, 1981.

(c) Sections 3105 and 4104 of Title 3 of the Guam Code Annotated shall not be applicable to the election required to be conducted by this Section. In lieu of the provisions of those sections, the Commission shall conduct registration only at its main office and appoint to each and every polling place a precinct board consisting of an inspector and two (2) judges, each of whom shall be paid Fifty Dollars (\$50.00) for their services.

(d) The results of the plebiscite mandated by §1972 shall be tabulated by the Election Commission and the results formally certified by it to the Legislature, the Governor, the President of the United States, to the presiding officers of each house of the Congress of the United States and to the Secretary General of the United Nations."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-35

Bill No. 445S
Enacted: September 2, 1981
Governor's Action: Did not sign
Riders: None

Introduced by: J.H. Underwood
F.F. Blas A.C. Lamorena III
F.J. Quitugua J.F. Quan
J.Q. Torres

AN ACT TO PERMIT THE GUAM ECONOMIC
DEVELOPMENT AUTHORITY TO ACT AS A
DEVELOPMENT CORPORATION.

Section 1 Adds §53552(j), Government Code for said purpose.
Section 2 Amends §53553(o), Government Code restricting GEDA's powers relative to
Exclusive Certificates.
Section 3 Severability clause.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Section 53552(j) is added to the Government Code to read:

"(j) The corporation is designated and authorized to be a development company as that term is defined in 662 of Title 15 of the United States Code."

Section 2. Section 53553(o) of the Government Code of Guam is amended to read:

"(o) To recommend to the Governor of Guam the issuance, modification, revocation and suspension of Qualifying Certificates in accordance with the provisions of this Act. This power does not include the power to recommend that the Governor of Guam execute Exclusive Certificates."

Section 3. Severability. If any provision of this Act or the application thereof to any person or circumstance is held invalid or jeopardizes the corporation's continued existence, the provision shall be declared null and void and the original intent and purpose of the establishment of the corporation shall be reinstated.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-36

Bill No. 158S
Enacted: September 8, 1981
Governor's Action: Approved
Riders: Yes

Introduced by:	F.J. Quitugua
F.R. Santos	M.Z. Bordallo
R.Q. Sudo	E.T. Charfauros
T.C. Crisostomo	F.F. Blas
E.R. Duenas	C.T.C. Gutierrez
C.A. Kasperbauer	A.C. Lamorena III
J.I. Leon Guerrero	K.S. Moylan
P.F. Perez, Jr.	J.F. Quan
J.T. San Agustin	T.V.C. Tanaka
J.Q. Torres	L.L. Umagat
J.H. Underwood	A.R. Unpingco

AN ACT TO APPROPRIATE FUNDS TO ACQUIRE PUBLIC ACCESS TO PAGO BEACH AND APPROPRIATE FOR IMPROVEMENTS AT PAGO BEACH, AND AUTHORIZING THE DIRECTOR OF PARKS AND RECREATION TO REQUEST SUCH FUNDS AS MAY BE NECESSARY FOR THE MAINTENANCE OF PAGO BEACH.

Section 1 Appropriates \$70,000 for the acquisition of Pago Beach.
Section 2 Dept. of Parks & Recreation to submit appropriation request for Pago Beach improvements.
Section 3 Dept. of Parks & Recreation to request funds for maintenance of Pago Beach.
Section 4 Reverts unencumbered balances of Section 1 appropriation on 06/30/82.
Section 5 Appropriates \$70,000 for improvements of recreational facilities at Cocos Island.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. The sum of Seventy Thousand Dollars (\$70,000) is hereby appropriated from the Tourist Attraction Fund to the Department of Land Management for the acquisition of public access to the general area known as Pago Beach for use as a public park and recreational area. The Director of Land Management shall authorize and certify all reasonable expenses pursuant to the appropriation which shall include mapping, government survey and costs for each estate acquisition. The Director of Land Management shall review the land area selection and prepare an acquisition plan which will provide access to the beach area which is in the best interest of the general public and at the least possible cost. The Governor is authorized to expend such sums as are remaining from the appropriation made in this Section for the purposes of improving the park and recreational area.

Section 2. The Director of the Department of Parks and Recreation shall submit to the Office of the Governor an appropriations request for improvements at Pago Beach, or certify to the Governor that no such effort shall be necessary through September 30, 1982. If improvements are determined as necessary by the Director of Parks and Recreation, the Governor shall submit a request to the Legislature for appropriation for this purpose as necessary.

Section 3. The Director of the Department of Parks and Recreation is hereby authorized to request such funds as may be necessary for the maintenance of Pago Beach, such cost to be borne by available funds from the Tourist Attraction Fund.

Section 4. Any unencumbered balances from the appropriation made in Section 1 of this act as of June 30, 1982 shall revert to the unappropriated surplus of the Tourist Attraction Fund.

Section 5. The sum of Seventy Thousand Dollars (\$70,000) is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the purpose of improving and developing recreational facilities at the government site of Cocos Island.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-37

Bill No. 372S
Enacted: September 8, 1981
Governor's Action: Approved
Riders: None

Introduced by: Committee on Rules
(at the request of
of the Governor)

AN ACT TO PROVIDE FOR THE PAYMENT OF EXPENSES OF
SEVERAL AGENCIES OF THE EXECUTIVE BRANCH OF THE
GOVERNMENT OF GUAM FOR THE ONE YEAR PERIOD BEGINNING
JULY 1, 1981, EXCEPT AS OTHERWISE NOTED.

- Section 1 Definitions.
Section 2 Appropriations.
Section 3 Insular Arts Councils' FY81 budget (P.L. 15-142:4).
Section 4 Amendment to P.L. 15-145 appropriation to Insular Arts Council.
Section 5 Amendment to Dept. of Education FY81 budget (P.L. 15-142:4).
Section 6 Authority for Dept. of Youth Affairs to expend FY81 appropriation for
previous years' telephone expense.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Definitions. As used in this Act:

- (1) Personnel Services includes:
(a) All salaries and wages whether payable to full-time, part-time, temporary or limited employees of the government of Guam and also includes the Government's contributions to the employee's insurance plans and the Retirement Fund or FICA. Payments for overtime and night differential shall be in compliance with §4110.4 of the Government Code;
(b) Increments which shall be awarded to employees of the government of Guam on the basis set forth by §4103 of the Government Code of Guam.
(2) Operating Expenses includes:
(a) The cost of travel by common carrier or by private conveyance, and per diem as provided for by §§6610.1, .2 and .3 and 6610.5 of the Government Code;
(b) Services rendered or performed by firms or individuals other than expenses for personnel services;
(c) Supplies and materials which by their nature are consumable and which have a useful lifetime of less than one year or which, after usage, undergo an impairment or a material change in physical condition;
(d) Current services or charges for rental of property or equipment, insurance premiums (not employee benefits), dues, paid subscriptions and other fixed charges;
(e) Equipment having a purchase price of Five Hundred Dollars (\$500) or less.
(3) Capital outlay includes:
(a) Equipment such as loader trucks, tractors, trailers, automobiles or other vehicles, machinery, reference books, office furniture, filing cabinets, typewriters, adding and calculating machines, and other business machines which have a useful lifetime of one year or more, and other machines including but not limited to tools, implements and instruments which may be used continuously without material change in physical condition costing not less than Five Hundred Dollars (\$500) and not more than Fifty Thousand Dollars (\$50,000);
(b) Repair, remodeling or alterations of a building or replacement thereof, the replacement and renewal of the plumbing, wiring and air conditioning system, and not costing more than Fifteen Thousand Dollars (\$15,000). This does not include normal maintenance to any structure;
(c) The construction of an entirely new building, including the materials and labor either supplied by an agency of the government of Guam or supplied by contract;
(d) Non-structural improvements or the grading, leveling, drainage and landscaping and of the construction of roadways, fences, ditches and sanitary or storm sewers where the cost will be less than Ten Thousand Dollars (\$10,000).
(4) "FTE" means the equivalent of one (1) position continuously filled full-time for the period to which this act pertains and the total FTE positions may comprise any combination of part-time and full-time positions provided the maximum FTE position limit is not exceeded. The maximum limitation on the number of FTE which shall be allowed for the period to which this Act pertains is indicated by a number in parentheses () following the line item or subtotal or under the figure under the "Appropriation From" column, in which case the maximum for FTE is limited for each fund source. When a position is created for less than one (1) year, the department or agency shall indicate the termination date of the position and the time period by the date designated for filling the position and termination shall be counted and applied against the total FTE position limitation.

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(5) Where no specific limitation for expenditure of funds is made, the appropriation shall be for personnel services, operating expenses and capital outlays.

(6) Utilities include water, sewer service, electricity and telephone service, including toll calls.

(7) "Match" means direct cost sharing or in-kind General Fund support required as a condition for acceptance of Federal funds.

(8) Numbered footnotes throughout this Act refer to limitations on expenditures which are explained after each section of this Act.

Section 2. Appropriation.

(1) The sums in this Section are appropriated from the General Fund and the indicated cash funds for the payment of the ordinary operating costs of several agencies of the Executive Branch of the territory of Guam for and during the year beginning July 1, 1981:

(a) The figures in the column headed "Item and Subtotal" are the amounts appropriated from local funds or authorized if Federal funds within each line item. The figures in the "Total" and "Grand Total" column are for information only and are not appropriations;

(b) The figures in the "General Fund", "Cash Fund" and "Federal Fund" columns indicate the source of funding for the amounts indicated in the "Item and Subtotal" column;

(c) The figures in the "General Fund" column indicate the maximum amount that may be expended from the General Fund for the purpose shown;

(d) Where the letter "(M)" appears directly to the right of a General Fund figure, that General Fund appropriation is used to match a Federally-supported program and is the maximum amount of General Fund money that may be expended in that program, except where otherwise noted. In the event that additional Federal funds are available for the program, the General Fund amount noted "(M)" shall be reduced by the amount of Federal funds received in excess of the "Federal Fund" column for that program. In the event that the Federal funds available are less than the amount shown in the "Federal Fund" column, the General Fund amount noted "(M)" shall be reduced proportionately. In the event that the local matching requirements are reduced, the General Fund amount notes as "(M)" shall be reduced proportionately. These provisions shall only apply to the General Fund amount which remains unexpended at the time of the change in Federal requirement or funding. It is the intent of the Legislature that the General Fund and the Federal funds amounts in this Act shall be expended in equally proportioned amounts throughout the year;

(e) The figures in the "Federal Fund" column are anticipated Federal funds and although these funds are not appropriated in this Act, they are noted for the purpose of indicating the assumption used relative to those funds in developing the basic appropriation amounts;

(f) The Guam Legislature undertakes no obligation directly or indirectly to support or continue Federal fund programs or claims where no direct or indirect government of Guam contribution is required. Furthermore, the Guam Legislature undertakes no obligation for costs incurred by or claimed against non-appropriated Federally-funded programs;

(g) No agency to which the appropriations are made in this Act shall expend local monies in anticipation of reimbursement from any Federal grant, whether that grant partially or wholly funds the agency's programs, unless that program or grant is included in this Act. For those programs which are wholly funded by Federal funds, and whose sums are indicated herein, advance use of local monies shall not exceed forty percent (40%) of that total grant identified herein at any point in time;

(h) No money appropriated in this Act shall knowingly be paid to any organization, public firm, person, agency or club which places restrictions on employment or membership based on sex, race, age, marital status, creed, color, religion, national origin, ancestry or physical handicap.

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Comm. Report Ref.		Item & Subtotal	Total	Appropriation From		
				General Fund	Cash Fund	Federal Fund
PART I						
18	GUAM HEALTH PLANNING AND DEVELOPMENT AGENCY					
7	a. For the Health Systems Agency as required under P.L. 14-150 and U.S. P.L. 93-641 and funded in total by a Federal grant under CFDA No. 13.293					
9, 17	1. Personnel Services	\$118,926 (6.0 FTE)				\$118,926 (6.0 FTE)
9	2. Operating Expenses	145,074				145,074
9	3. Capital Outlay	3,500				3,500
9	4. Utilities	<u>1,500</u>				<u>1,500</u>
			\$269,000			\$269,000
10	b. For the State Planning and Development Agency (SHPDA) as required by P.L. 14-150 and U.S. P.L. 93-641 and funded partially by Federal grant under CFDA No. 13.294					
12, 17	1. Personnel Services	\$132,589 (7.0 FTE)		\$ 16,694(M) (1.0 FTE)		\$115,895 (6.0 FTE)
12	2. Operating Expenses	102,507		26,626(M)		76,881
12	3. Capital Outlay	1,000		394(M)		606
12	4. Utilities	<u>5,880</u>		<u>1,470(M)</u>		<u>4,410</u>
			\$241,976	\$ 44,184(M)		\$197,792
15	c. For the support of the Guam Health Coordinating Council as created by P.L. 14-150 and funded in part by a grant under CFDA No. 13.293					
16	1. Operating Expenses	\$ 6,810		in-kind in-kind	<u>1/</u>	\$ 6,810 \$ 6,810
13	d. For audit of the expenditures of the SHPDA as required by conditions of acceptance of grants from the U.S. Department of Health and Human Services and funded partially by a Federal grant under CFDA No. 13.294					
14		\$ 5,000		1,250(M) 1,250		\$ 3,750 \$ 3,750
PART I GRAND TOTALS		\$522,786	\$45,434	in-kind		\$477,352

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PART II

DEPARTMENT OF LAW

<u>19</u>	a.	For legal assistance to the SHPDA and Guam Health Coordinating Council and funded in part by a grant under CFDA No. 13.294				
<u>20</u>	1.	Personnel Services	\$ 9,888 (0.4 FTE)			\$ 9,888 (0.4 FTE)
			\$ 9,888	in-kind in-kind	2/	\$ 9,888
PART II GRAND TOTALS			\$ 9,888	in-kind		\$ 9,988

FOOTNOTES

- 1/ The Guam Health Planning and Development Agency shall maximize its use of the Federal grants received by it and match it through in-kind contributions from support rendered to the Guam Health Planning in all phases of its operation whether that assistance be rendered in the form of accounting, personnel, budget and management, planning, data collection, contribution of time of government employees who serve on the Guam Health Coordinating Council, and such other in-kind contributions as the Guam Health Planning and Development Agency finds appropriate.
- 2/ The Department of Law shall provide as in-kind contribution to the Guam Health Planning and Development Agency the services of one of its attorneys who is funded by appropriations from the General Fund.

Section 3. Section 4 of P.L. 15-141 is amended to read:

"Section 4. The following sums are hereby appropriated in part from the General Fund and Federal Grants-in-Aid to implement programs for the period beginning September 1, 1980 and ending September 30, 1981. Local funds appropriated under this Section may not be expended except to match the Federal funds identified herein and the appropriations so made shall comply with the provisions of P.L. 14-83, as applicable:

1.	COMMUNITY SERVICES	Cat. No	Local	Federal
A.	Governor's Office			
1.	Insular Arts Council			
a.	Basic State Agency Grant	45.007	\$47,500	\$295,000
b.	Artist-in-School	40.003	\$ 9,150	\$ 18,300."

Section 4. Section 10 of P.L. 15-145 is amended to read:

"Section 10. The sum of Twenty Thousand Dollars (\$20,000) is appropriated from the General Fund to the Insular Arts Council for the use of the Civic Center of Guam Foundation in the development of a conceptual program plan of the construction of a cultural facility."

Section 5. Sections 4 (a) and (c) of P.L. 15-142 are amended to read as follows:

"Section 4. (a) Forty-Eight Million Eight Hundred Three Thousand Thirty-Eight Dollars (\$48,803,038) is appropriated from the General Fund to the Department of Education for the following purposes:

(1)	Support Services	
(a)	Business Office	\$ 9,132,300
(b)	Personnel Office	\$ 219,140
(c)	Buildings and Grounds	\$ 2,242,408

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(2)	Instructional Support	
(a)	Curriculum and Instruction	\$ 853,439
(b)	Chamorro Studies and Special Projects	\$ 971,044
(c)	Pupil Personnel Services	\$ 166,030
(3)	Director/Deputy Superintendent's Office School District Administration	
(a)	Staff Offices	\$ 345,220
(b)	Federal Programs	\$ 52,490
(c)	Research Planning and Evaluation	\$ 134,042
(4)	Instructions	
(a)	Elementary Division	\$18,634,092
(b)	Secondary Division	\$13,102,628
(c)	Special Education Division	\$ 2,055,935
(5)	Textbooks for Private Schools	\$ 144,270

(c) The sum of Four Hundred Ninety-One Thousand Ninety Dollars (\$491,090) is appropriated from the General Fund to the Department of Education to implement the provisions of P.L. 15-138 during the fiscal year 1981."

Section 6. The Department of Youth Affairs may expend part of the appropriation made to it for fiscal year 1981 for the purpose of paying obligations to Guam Telephone Authority incurred in previous fiscal years.

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Bill No. 464S
Enacted: September 11, 1981
Governor's Action: Approved
Riders: None

Introduced by: Committee on Rules
(at the request of
of the Governor)

AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS
AND AUTHORIZING REAPPROPRIATIONS TO DISCHARGE
PAST OBLIGATIONS TO UTILITIES.

Section 1 Legislative finding; Report from GPA Board and Governor.
Section 2 Appropriation of \$1,800,000 to GPA to discharge certain GOVGUAM agencies' electrical bills.
Section 3 Appropriates \$4,300,000 to GPA for FY81; Conditions.
Section 4 Authorizes use of P.L. 15-142 appropriations to pay electrical bills.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. (a) Statement of Legislative Finding. Upon the basis of public hearings, lengthy debate and the general awareness that the members of the Legislature have of the facts that exist relative to the financial condition of Guam Power Authority, the Legislature finds:

(1) Guam Power Authority is on the verge of insolvency. Without help in the form of a direct subsidy by the Legislature from the General Fund, Guam Power Authority cannot continue to meet its obligations to employees and creditors on a timely basis.

(2) If Guam Power Authority is permitted by the Legislature to become insolvent, the health, safety and welfare of every person in the Territory will be imperiled. If the lights go off, the people will be truly powerless; our island's economy will be destroyed. Moreover, a cessation of operations by Guam Power Authority would severely impair the national defense capability that the United States maintains on Guam.

(3) The Legislature has determined that the resolution of the problems of Guam Power Authority lies in:

(i) Terminating the Joint Power Pool Agreement which is grossly unbalanced in favor of the military.

(ii) Conveying the interest of the Federal government in the islandwide power system to the government of the Territory.

(iii) Renegotiating the Federally guaranteed Thirty-Six Million Dollars (\$36,000,000) loan Guam Power Authority has to reduce the usurious interest rate that is now borne by the consumers of Guam Power Authority.

(b) Requirement of response. No later than thirty (30) days from the date of this Act, the Board of Directors and the Governor shall each submit to the Speaker of the Legislature their written concurrence or disagreement with the conclusions stated by the Legislature in Section 1(a)(3) of this Act. In either event, reasons, therefor, shall be stated.

Section 2. One Million Eight Hundred Thousand Dollars (\$1,800,000) is appropriated from the General Fund to the Guam Power Authority for the purpose of discharging all unpaid obligations of the Department of Labor Three Thousand Three Hundred Dollars (\$3,300), the Commissioner's Council Twenty Thousand Dollars (\$20,000), Guam Memorial Hospital Authority Two Hundred Ten Thousand Six Hundred Dollars (\$210,600), Government House Three Thousand Four Hundred Dollars (\$3,400), the Department of Public Safety Seventeen Thousand Three Hundred Dollars (\$17,300) and the Public Utility Agency of Guam One Million Five Hundred Forty-Five Thousand Four Hundred Dollars (\$1,545,400) for power purchased in fiscal year 1981 and in prior years. The appropriations made in this Section shall be satisfied by the transfer from any available lapsed, unencumbered or expended appropriations made from the General Fund in Section 3 of P.L. 15-142.

Section 3. (a) There is appropriated from the General Fund to the Guam Power Authority Four Million Three Hundred Thousand Dollars (\$4,300,000), provided, however, that this appropriation shall not be disbursed from the General Fund until the Board of Directors of Guam Power Authority shall have certified in writing to the Speaker of the Legislature that all notices of termination served upon employees of Guam Power Authority for reasons of economy during the month of August 1981 have been rescinded. Upon the filing of such a notice by the Board of Directors, the Legislative Secretary shall acknowledge receipt of the notice and the Board of Directors shall file the acknowledgment of receipt with the Treasurer of Guam in order that the appropriation made by this Section may be disbursed. Only funds paid into the General Fund pursuant to Section 30 of the Organic Act of Guam shall be used to satisfy the appropriation made in this Section.

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(b) The sum appropriated by Subsection (a) shall be immediately available to Guam Power Authority to continue its operations.

Section 4. Any department, agency, public corporation, board or commission of the Government which received appropriations under P.L. 15-142 may expend any available funds for the purposes of paying electric bills incurred during fiscal year 1981 and any prior fiscal years.

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Bill No. 282S
Enacted: September 11, 1981
Governor's Action: Approved
Riders: None

Introduced by: J.Q. Torres
C.T.C. Gutierrez
J.H. Underwood

AN ACT TO AMEND PROVISIONS OF THE
GOVERNMENT CODE RELATIVE TO THE
TAKING OF FISH AND BIRDS.

- Section 1 R/R §12300 GC: Definitions.
Section 2 Adds §12306.1 GC: Use of electrical devices.
Section 3 Adds §12307.1 GC: Possession of electric shocking devices.
Section 4 R/R §12308 GC: Fishing equipment and methods.
Section 5 Adds §12308.1 GC: Fishing with gill nets (tekin).
Section 6 Adds §12308.2 GC: Destruction of coral unlawful.
Section 7 R/R §12310 GC: Fish Weirs.
Section 8 R/R §12321 GC: Regulations.
Section 9 R/R §12322 GC: Illegal use of certain vessels and devices.
Section 10 R/R §12323 GC: Penalty.
Section 11 R/R §12385 GC: Mesh size of fishing nets.
Section 12 Adds §12388 to GC: Penalties.
Section 13 Adds §12386 to GC: Fishing area restrictions.
Section 14 Adds §12387 to GC: Use of poisons, electrical devices and mesh nets for scientific purposes.
Section 15 R/R §12313 GC: Unprotected wild birds.
Section 16 Effects this Act 45 days after enactment.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Section 12300 of the Government Code is repealed and reenacted to read:

"§12300. Definitions.

As used in this Article:

(a) 'Angling' means fishing in a manner which lures the fish to swallow a hook in an attempt to pierce the body of the fish internally;

(b) 'Firearm' means any weapon, the operating force of which is an explosive. This definition includes pistols, revolvers, rifles, shotguns, machine guns, automatic rifles, noxious gas projectors, mortars, bombs, cannons and submachine guns. The specific mention of certain weapons does not exclude from the definition other weapons operated by explosives;

(c) 'Fish' means any aquatic animal life, including but not limited to oysters, clams, mollusks, mussels, crustaceans and other shellfish;

(d) 'Fish Weir' means an apparatus for catching fish, consisting of a pocket or trap, with one or more wings or leaders or both, and remaining in a fixed location. Any reference to 'fish weir' in this Article includes any part or component thereof, including any pole, support, net, brush, wire, mesh, rope or other item or material. For purposes of this Article, there are two (2) types of fish weirs:

(1) 'main weir' means the central pocket or trap of any fish weir and its leader (main entrance) and wings (side entrance); and

(2) 'auxiliary weir' means any supplementary trap or pocket and its leader or wings which are attached to the leader or wings of a main weir;

(e) 'Game' means all native or introduced species of wild birds or wild animals;

(f) 'Snagging' means fishing in a manner with jerking motions with hooks and line in an attempt to pierce the body of the fish externally;

(g) 'Take' means hunt, pursue, catch, capture, angle, seize, kill, trap, wound, shoot in any way or by any agency or device; every attempt to do such acts or to assist any other person in the doing of or the attempt to do such acts;

(h) 'Traditional Fishing Methods' means subsistence-level cultural fishing practices in which the catch is not marketed, but rather is shared within the family or community for purposes of home consumption. Traditional methods most commonly include, but are not necessarily limited to:

- (1) 'cast net' (talaya),
- (2) 'drag net/seine' (chinchulon mahala),
- (3) 'surround net' (chinchulon umesugon),
- (4) 'trap net' (chinchulon managam),
- (5) 'butterfly net' (chinchulon ababang), and
- (6) 'lalago'.

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(i) 'Vehicle' includes every description of carriage or other contrivance used, or capable of being used, as means of transportation on, below or above the land, including boat trailers, but does not include aircraft;

(j) 'Vessel' includes every description of watercraft or other contrivance used, or capable of being used, as means of transportation in water; and

(k) 'Waters of Guam' means that area of shore and waters seaward of the mean high water line (mark)."

Section 2. A new §12306.1 is added to the Government Code to read:

"§12306.1. Use of Electrical Devices.

It shall be unlawful for any person to take fish by means of any device which operates by shocking with an electric current (either AC or DC)."

Section 3. A new §12307.1 is added to the Government Code to read:

"§12307.1. Possession of Electric Shocking Devices.

It shall be unlawful for any fisherman, person in the habit of fishing, or person who is in the water or close by the shore where fish can be taken, to possess, in the absence of satisfactory cause, any device capable of emitting an electric discharge into the water."

Section 4. Section 12308 of the Government Code is repealed and reenacted to read:

"§12308. Fishing Equipment and Methods.

The use of nets, flails, hooks and other devices and methods which may result in the taking of, or damage to, fish in violation of regulations governing fishing shall be unlawful."

Section 5. A new §12308.1 is added to the Government Code to read:

"§12308.1. Fishing With Gill Nets (Tekin).

(a) It shall be unlawful to abandon or discard a gill net in the waters of Guam.

(b) It shall be unlawful to leave a gill net, whether attended or unattended, in the waters of Guam for more than six (6) consecutive hours. For the purposes of this Section, the six (6) hour consecutive period continues to run if the gill net is not moved at least fifty (50) yards within a six (6) hour period from the time of its initial placement in the waters of Guam.

(c) It shall be unlawful to use a gill net with a length greater than one thousand (1,000) feet."

Section 6. A new §12308.2 is added to the Government Code to read:

"§12308.2. It shall be unlawful to wilfully destroy coral growth for purposes of flushing fish from their habitat or for clearing an area for net fishing."

Section 7. Section 12310 of the Government Code is repealed and reenacted to read:

"§12310. Fish Weirs.

(a) It shall be unlawful for any person to place or maintain a fish weir in the waters of Guam unless he holds a valid license from the Director of Agriculture, hereinafter referred to as Director. The Director may, at his discretion, issue such a license imposing such conditions on the face thereof as are necessary so as not to unjustly restrict the fishing of others nor result in the violation of provisions of this Article and supporting regulations.

(b) Limitations and Prohibitions.

(1) Main Weir: No wing exceed three hundred (300) feet in length. No leader shall exceed five hundred (500) feet in length.

(2) Auxiliary Weir: No wing shall exceed one hundred fifty (150) feet in length. No leader shall exceed two hundred fifty (250) feet in length.

(3) The mesh of the netting used in the construction of fish weirs, main or auxiliary, shall be such as to permit the passage of objects or organisms measuring less than one (1) inch in diameter or one (1) inch square.

(4) No permit shall be issued authorizing more than one (1) main weir and two (2) auxiliary weirs for the area covered by such permit.

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(5) The area covered by a single permit shall be contiguous, but this shall not be construed to authorize installations of fish weirs anywhere within such area if otherwise prohibited.

(6) No person shall place, install, construct, maintain or operate any fish weir, including any part or component of a fish weir, except as authorized by a permit issued under this Article.

(c) Location of Fish Weirs. No fish weir or any part or component thereof shall be located within one hundred (100) feet of the mean high water mark, one hundred fifty (150) feet of any boat channel, six hundred (600) feet of a sewage outlet opening, or two hundred (200) feet from the fish weir of another permittee, or outside the area covered by the permit. No permit will be issued for the location of a fish weir at any other site determined by the Director to be detrimental to the best interest of the public or responsible fisheries management.

(d) Application for Permit. Any applicant for a permit to place and operate one or more fish weirs in the waters of Guam shall submit complete and signed applications for the placement and operation thereof to the Director in a form prescribed by him. The application shall show (1) the name and address of the applicant; (2) the area requested to be covered by the permit; and (3) the number of fish weirs (pocket or traps) applied for.

(e) Investigation. Upon receipt of a complete and signed application, the Director shall promptly cause an investigation of all aspects of the application to be made.

(f) Issuance of Permit. When all the requirements set forth in this Section have been met, and the application has been approved by the Director, he shall issue a permit in a form prescribed by him. The original copy shall be given to the permittee and a duplicate copy shall be retained in the Department of Agriculture.

A fee of Twenty-Five Dollars (\$25) shall be paid for each fish weir pocket or trap before the permit is issued. A permit shall be valid for one (1) year from the date of issuance unless otherwise revoked. No permit may be transferred except upon approval by the Director. Upon approval or transfer of a permit, the permittee shall write his signature, and the transferee shall write his signature and address in the appropriate space provided upon the permit. The Director shall then affix his signature of approval.

(g) Installation and Operation of Fish Weir. At least one (1) fish weir must be constructed and placed in operation within sixty (60) days from the date of issuance of the permit, and sixty (60) days after any subsequent removal or destruction during the term of the permit. No owner of a fish weir shall leave a fish weir in the water unattended for a period of fifteen (15) days or more.

(h) Submission of Monthly Catch Records Report. Each permittee shall be required to submit monthly catch records to the Department of Agriculture, Division of Aquatic and Wildlife Resources, commencing thirty (30) days after the weir is placed in operation and every subsequent thirty-day period until its removal.

(i) Removal of Fish Weirs. The owner of a fish weir must remove such fish weirs from the water within thirty (30) days after notice of expiration of his permit unless such permit is renewed.

(j) Revocation of Permit. The Director may revoke a permit for any violation of this regulation upon the completion of a hearing held for such purposes. Notice of the hearing shall be given to the permittee ten (10) days in advance and shall state the violations charged, and the date, time and place of the hearing. Any order of revocation entered pursuant to such hearing shall be effective thirty (30) days after notice of the order of revocation to the permittee by which time he shall surrender his permit to the Director and remove his fish weir from the water.

(k) Disturbance of Fish Weirs. It shall be unlawful for any person not authorized by the owner to remove fish from a fish weir. It shall be unlawful for any person other than the owner to remove, damage or otherwise willfully disrupt the operation of a fish weir operating under a lawful permit. It shall also be unlawful to use gill nets within one hundred (100) feet of a fish weir operating under a lawful permit."

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Section 8. Section 12321 of the Government Code is repealed and reenacted to read:

"§12321. Regulations.

Regulations implementing this Article shall be formulated, approved and issued in accordance with the procedures set forth in the Administrative Adjudication Act, which regulations may include but shall not be limited to the following:

- (a) To fix, close, terminate, shorten or divide an open season or make open seasons conditional;
- (b) To prescribe the time of day when taking is permitted;
- (c) To regulate bag or creel limits and possession limits;
- (d) To regulate buying, selling or transporting fish and game;
- (e) To regulate the size and type of any device used for taking and regulate any method of taking;
- (f) To regulate or restrict the places where taking is permitted;
- (g) To provide for the issuance of annual hunting and fishing licenses under this Article;
- (h) To set a fee for any license issued; however, in no event shall such fee exceed the sum of Five Hundred Dollars (\$500); and
- (i) To otherwise implement or carry out the purposes of this Article."

Section 9. Section 12322 of the Government Code is repealed and reenacted to read:

"§12322. Illegal Use of Nets, Vessels Including Engines, Motors and All Vessel Accessories, Traps, Firearms, Electrical Devices, Vehicles, Seizure, Forfeiture Proceeding; Sale or Destruction.

Any net, vessel, including engines, motors and all vessel accessories, traps, firearms, electrical devices and vehicles used for taking or transporting fish or game taken in violation of the provisions of this Article is a public nuisance. Every person authorized to make an arrest for such violation shall seize and keep such net, vessel, including engines, motors and all vessel accessories, trap, firearm, electrical device or vehicle and report the seizure to the Department of Agriculture.

The Department of Agriculture shall commence proceeding in the Superior Court by petitioning the court for a judgment forfeiting the article or articles seized. Upon the filing of such petition, the clerk of court shall fix a time for a hearing and cause notices to be posted for fourteen (14) days in at least two (2) public places in the place where the court is held and in the Commissioner's Office of the village wherein the person from whom the article or articles were seized resides, setting forth the substance of the petition and the time and place fixed for its hearing. Upon proof that the article or articles seized were used in violation of this Article, the court shall order the article or articles forfeited. Any article so forfeited shall be sold, used or destroyed by the Department of Agriculture. The proceeds from all such sales shall be paid into the Wildlife Conservation Fund."

Section 10. Section 12323 of the Government Code is repealed and reenacted to read:

"§12323. Penalty.

Any person violating any provisions of this Article and supporting regulations shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not less than Fifty Dollars (\$50), nor more than Five Hundred Dollars (\$500) or by both imprisonment of not more than ninety (90) days or by both such fine and imprisonment. Provided that a person violating §§12303, 12304, 12305, 12306 or 12307 of this Article is guilty of a felony punishable by imprisonment for not more than five (5) years, or by a fine of not less than Five Hundred Dollars (\$500), nor more than Five Thousand Dollars (\$5,000), or by both."

Section 11. Section 12385 of the Government Code is repealed and reenacted to read:

"§12385. Mesh Size of Fishing Nets: Net, Minimum Size.

It shall be unlawful for any person to use net (other than small hand nets) with a stretched mesh of less than one and one-half (1½) inches, provided, however, that:

- (a) Persons catching live fish for aquarium purposes may obtain permits from the Director of Agriculture for the use of small mesh nets to capture aquarium type of fish only. For purposes of this regulation, the manahak (rabbitfish), ti'ao (juvenile goatfish), i'e' (juvenile carangid) and aguas (juvenile mullet), are not considered aquarium type fishes. A small hand net is defined as a framed net, usually with a handle attached and the greatest frame opening not exceeding twelve (12) inches.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-39

(b) Persons engaging in tuna fishing may apply for permits from the Director of Agriculture to capture live bait fish such as minnow (*sprattelloides*), ginyo (*atherinidae*), fadya (*engraulidae*), and other suitable bait fish; but will not include the aguas, ti'ao, i'e' and manahak.

(c) That the above provisions stipulated in Subsections (a) and (b) are not applicable in any areas designated as conservation areas where the taking of all seasonal fishes are prohibited.

This restriction shall not apply to traditional methods when used for the taking of such seasonal juveniles such as rabbitfish (manahak), skipjack (i'e'), goatfish (ti'ao), herring (menis) and mullet (aguas)."

Section 12. A new §12388 is added to the Government Code to read:

"§12388. Any violation of this Article shall be punished as prescribed in §§12322 and 12323 of the Government Code."

Section 13. A new §12386 is added to the Government Code to read:

"§12386. Fishing Area Restrictions.

The following areas shall be subject to the following restrictions:

(a) No net fishing shall be permitted in the following area:

(1) Luminao Barrier Reef, on the Philippine Sea side from Cabras Island to the extreme western tip of the Glass Breakwater."

Section 14. A new §12387 is added to the Government Code to read:

"§12387. The use of poisons, electrical devices and mesh nets for scientific purposes:

(a) The Department of Agriculture shall have the authority to issue permits for the use of poison, electrical devices or small mesh nets for the purpose of bona fide scientific research.

(b) Limitations and Prohibitions:

(1) Each person employing a restricted device or compound shall be required to have a permit in his possession; and

(2) The permit shall specify (i) the name of the permittee, (ii) the device or compound for which the permit was issued, (iii) the area in which the device or compound is to be used, and (iv) the duration of the permit, which will, in no case, exceed one (1) week, at which time it may be renewed.

(c) Application for Permits. Any applicant of a permit for the use of a restricted device or compound in the waters of Guam shall submit complete and signed applications for the use thereof to the Director of Agriculture (hereinafter referred to as Director) in a form prescribed by him. The applications shall show:

(1) The name and address of the applicant;

(2) The device or compound that is to be used;

(3) The area requested to be covered by the permit;

(4) The time span for which the permit is to be valid;

(5) A brief description of the research project; and

(6) The academic affiliation of the applicant.

(d) Investigation. Upon receipt of a complete and signed application, the Director shall promptly cause an investigation of all aspects of the application to be made, the duration of which shall not exceed three (3) days.

(e) Issuance of Permit. When all the requirements set forth in this Section have been met and the application has been approved by the Director, he shall issue a permit in a form prescribed by him. The original copy shall be given to the permittee and a duplicate copy shall be retained by the Director of Agriculture. The permit shall be non-transferable.

(f) A duly issued and valid permit shall exempt the holder thereof from violation of §§12306.1, 12307.1 and, when traditional methods are used, §12385 of this Code."

Section 15. Section 12313 of the Government Code is repealed and reenacted to read:

"§12313. Unprotected Wild Birds.

The following wild birds may be taken in the daytime:

(a) Black dronogos;

(b) Rock doves (domestic pigeons);

(c) Black-headed mannikin;

(d) European tree sparrow."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-39

Section 16. The provisions of this Act shall become effective forty-five (45) days after enactment.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-40

Bill No. 58S
Enacted: September 26, 1981
Governor's Action: Approved
Riders: None

Introduced by: J.T. San Agustin
C.A. Kasperbauer M.Z. Bordallo
F.F. Blas E.T. Charfauros
T.C. Crisostomo E.R. Duenas
C.T.C. Gutierrez A.C. Lamorena III
J.I. Leon Guerrero K.S. Moylan
P.F. Perez, Jr. J.F. Quan
F.J. Quitugua F.R. Santos
R.Q. Sudo J.Q. Torres
T.V.C. Tanaka L.L. Umagat
J.H. Underwood A.R. Unpingco

AN ACT TO ADD SECTIONS 6600.4 THROUGH 6600.6
TO THE GOVERNMENT CODE TO REQUIRE THE USE OF
GENERIC NAMES IN PROCURING DRUGS AND OTHER
PHARMACEUTICALS.

Section 1 Adds §6600.4 to the Government Code: Purchase of drugs by generic names.
Section 2 Adds §6600.5 to the Government Code: Purchase directly from manufacturer.
Section 3 Adds §6600.6 to the Government Code: Prescription of drugs by generic names.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. A new §6600.4 is added to the Government Code to read:

"§6600.4. Purchase of Drugs by Generic Names.

As used in §§6600.4 through 6600.6 of this Code, 'Generic Drug' means the chemical or generic name, as determined by the United States Adopted Names (USAN) and accepted by the Federal Food and Drug Administration (FDA), of those drug products having the same active chemical ingredients."

Section 2. A new §6600.5 is added to the Government Code to read:

"§6600.5. Whenever possible, the Department of Administration, the Department of Public Health and Social Services, the Guam Memorial Hospital Authority and the Department of Education shall purchase drugs, generic or otherwise, directly from the manufacturer so as to ensure and maximize economy."

Section 3. A new §6600.6 is added to the Government Code to read:

"6600.6. Prescription of Drugs by Generic Names.

When providing medical services to patients whose medical services are paid for, either in part or in whole, by local legislative appropriation, by Federal grants-in-aid or by a combination of both, a pharmacist filling a prescription for a drug prescribed by its trade or brand name may:

(a) Substitute in its place a generic drug with the same (1) active chemical ingredients, (2) strength, (3) quantity, and (4) dosage form;

(b) A drug prescribed by its trade or brand name shall not be substituted if the prescriber indicates in his own handwriting 'do not substitute' or words of similar meaning. The use of pre-printed signatures shall not prohibit a pharmacist from substituting a drug meeting the requirements of Subsection (a) of this Section;

(c) The use of the substituted drug dispensed shall be indicated on the prescription label unless the prescriber orders otherwise;

(d) Selection pursuant to this Section is within the discretion of the pharmacist, except as provided in Subsection (b) of this Section. The person who selects the drug product to be dispensed pursuant to this Section shall assume the same responsibility for selecting the dispensed drug product as would be incurred in filling a prescription for a drug product prescribed by generic name. There shall be no liability on the prescriber for an act or omission by a pharmacist in selecting, preparing or dispensing a drug product pursuant to this Section;

(e) The pharmacist shall pass on to the purchaser the difference in the acquisition cost between the drug product prescribed and the drug product dispensed, exclusive of the pharmacist's professional fee. The pharmacist may not charge a higher or different professional fee for the generic drug product dispensed than that charged for the brand name product prescribed."

CURRENT LAWS
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EXECUTIVE ORDER NO. 81-04

(ATTACHMENT - Executive Order No. 81-04)

APPENDIX

A. MEMBERSHIP

1. The Council shall be under the general cognizance of the Governor of Guam and its members shall be appointed by the Governor. There shall also be a Council Director appointed by the Governor, who shall not vote on the Council.
2. The members of the Council shall be chosen to represent all sections of the community. They shall be people with a recognized interest in the arts. The Governor shall select, from their membership, a chairman.
3. The members of the Council shall serve a term of two (2) years from the date of appointment. In the event of a vacancy on the Council, the Governor shall fill it for the unexpired term thereof. No member of the Council shall be removed without good and sufficient cause.
4. The Council shall consist of twelve (12) members representing a cross-section of the community, persons who have demonstrated sincere interest in the arts. No member of the Council shall be eligible for a direct project grant.
5. For purpose of certification of funds only, the Council shall be deemed a part of the Governor's Office and the Certifying Officer for the Council shall be its director.

B. DUTIES OF THE COUNCIL

1. The Council shall review and determine priority of projects, and shall see that conditions of the projects are met and that adequate funding is available consistent with Federal guidelines and local statutes.
2. The Council shall meet quarterly, the time and date to be set by the Council Chairman. Additional meetings may be called at the discretion of the Chairman, or upon the request of three (3) members of the Council. All meetings shall be open to the public and shall be conducted according to Roberts' Rules of Order.
3. The Council shall be responsible for allocating funds for the implementation of the several projects.
4. The Council shall adopt rules and regulations to govern its internal conduct.

C. FUNDING

1. Funding of the Insular Arts Council on the Federal level shall come primarily from but not be limited to funds authorized by Public Law 89-209. Application for other funding may be approved by the Council.
2. Local funding may consist of all forms of in-kind funds allowable under Federal guidelines and cash contributions. Locally received monies may exceed assistance received from the Federal government.
3. The Director/Certifying Officer shall be responsible and accountable for administering the funds of the Council.
4. The Director/Certifying Officer shall be responsible and accountable for the collection and filing of appropriate program and fiscal reports of the Council and of the several projects.

D. PROJECTS

1. Any recognized community or academic group or person involved in the arts or support of the arts and humanities shall be eligible to submit project proposals for consideration by the Council. These proposals shall follow the form outlined in the Federal guidelines.
2. Any proposed project to support the arts and humanities within the community, or to support community education in the arts, or for research in indigenous or other art forms, shall be eligible for consideration by the Council.
3. Directorship of Projects:
 - a) The director of a project funded by the Insular Arts Council shall be appointed from within the project subject to the approval of the Council. In the event of non-approval, the Council shall show good and sufficient cause a simple majority vote of the Council shall decide the outcome.
 - b) Once approved by the Council, the director of a project shall remain for the duration of the project, except that the Council may remove a project director for good and sufficient cause, decided upon by a simple majority vote of the Council.
 - c) The director of a project shall be responsible to the Council for maintaining records and program documentation of his project.

EXECUTIVE ORDER NO. 81-05

IMAHEN I ISLAS

WHEREAS, Chapter V, Title XLIV, of the Government Code of Guam empowers and mandates the Department of Commerce to establish a public market or markets on Guam; and

WHEREAS, there is developed a public market complex in Agana; and

WHEREAS, the Administration is committed to the principle and practice of reducing governmental expenditures; and

WHEREAS, the increased economic self-sufficiency of the public market complex will reduce the cost of maintaining its operation; and

WHEREAS, the present public market operation cannot reasonably generate additional income for the Public Market Revolving Fund; and

WHEREAS, the addition of a tourist-oriented cultural exhibition, display and handicraft concession area will result in increased income for the public market operation; and

WHEREAS, such a project will provide an appropriate setting in which visitors to the island and local residents may gain greater knowledge and appreciation of the Chamorro culture and heritage; and

WHEREAS, such a project will enhance the tourist industry on Guam; and

WHEREAS, such a project will provide additional opportunity for the performers, artisans and artists of our island to display their skills; and

WHEREAS, such a project is harmonious with and an enhancement of the social and cultural objectives of the public market; and

WHEREAS, our beautiful Chamorro language has an appropriate phrase to describe such a project; and

WHEREAS, that phrase is "Imahen I Islas";

NOW, THEREFORE, I, PAUL M. CALVO, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and Chapter V, Title XLIV, Government Code of Guam, do hereby order that:

1. The Department of Commerce is empowered to establish as an integral part of the Public Market Complex, in an area or areas set aside for such purpose, cultural exhibits, performances and displays, arts and crafts, exhibits and sales concessions, agriculture and aquaculture exhibits, displays and demonstrations and such other functions, activities, concessions and exhibits as are harmonious with the overall purpose and intent of the Public Market operation.

2. This project shall be known as "Imahen I Islas."

3. The administration, maintenance, care and operation of Imahen I Islas shall be the responsibility of the Administrator of the public market.

4. The Administrator is empowered to establish a fee for admission of the general public to Imahen I Islas and is further empowered to establish a license fee for performers, exhibitors, artisans and others taking part in the activities of the Imahen I Islas, all funds from which fees shall be deposited in the Public Market Revolving Fund to be used in accordance with the statutory purposes of that fund.

5. The Administrator shall develop rules and regulations governing the operations of Imahen I Islas, which rules and regulations shall be approved by the Director of Commerce and promulgated in compliance with the Administrative Adjudication Act.

EXECUTIVE ORDER NO. 81-05

Dated this 4th day of August at Agana, Guam.

/s/ Paul M. Calvo
PAUL M. CALVO
Governor of Guam

COUNTERSIGNED:

/s/ Joseph F. Ada
JOSEPH F. ADA
Lieutenant Governor of Guam

EXECUTIVE ORDER NO. 81-06

GOVERNMENT TRAVEL REGULATIONS FOR
AUTONOMOUS AGENCIES AND PUBLIC CORPORATIONS

WHEREAS, the autonomous agencies and public corporations of the Government do not currently observe standard guidelines with respect to government travel; and

WHEREAS, travel at government expense should be limited to necessary travel and accomplished in economical fashion;

NOW THEREFORE, I, PAUL M. CALVO, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and by the Government Travel Law (Government Code, Title VII, Chapter VIII), do hereby order, with respect to autonomous agencies and public corporations of the Government, as follows:

1. All travel on official government business by officers and employees, including members of boards and commissions, must receive prior approval of the Governor.
2. All requests for government travel shall be on the standard Department of Administration Travel Request and Authorization form. Each request shall include a complete statement of the purpose of the proposed travel.
3. All autonomous agencies and public corporations shall institute internal procedures to assure utilization of the services of local travel agencies on an equitable basis.
4. All travel shall be at economy rates.
5. Any travel on official government business not approved by the Governor will be charged to the individual traveler.

Dated this 12th day of August, 1981.

/s/ Paul M. Calvo
PAUL M. CALVO
Governor of Guam

COUNTERSIGNED:

/s/ Joseph F. Ada
JOSEPH F. ADA
Lieutenant Governor of Guam

EXECUTIVE ORDER NO. 81-07

PROMULGATION OF CHANGE TO
PERSONNEL RULES AND REGULATIONS OF THE
PORT AUTHORITY OF GUAM LEAVE YEAR

WHEREAS, Public Law 14-132 amends the fiscal year of the government of Guam from July 1 through June 30, to the new fiscal year, beginning October 1 to September 30; and

WHEREAS, the directors of the Port Authority of Guam, on March 5, 1981, changed the Port's fiscal year to end on September 30, 1981 to make the Port's fiscal year consistent with P.L. 14-132; and

WHEREAS, a change of the fiscal year necessitates that Rule 11.41 of the Personnel Rules and Regulations of the Port Authority of Guam be changed to coincide with the Port's new fiscal year; and

WHEREAS, the Civil Service Commission has approved the amendment on June 9, 1981;

NOW, THEREFORE, I, PAUL M. CALVO, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam and Section 4004 of the Government Code of Guam, do hereby amend Rule 11.41 of the Port Authority of Guam Personnel Rules and Regulations to redefine leave year as follows:

"Leave year means the period from the beginning of the first complete pay period in the fiscal year commencing October 1st, to the beginning of the first complete pay period in the following fiscal year."

Dated this 8th day of September, 1981.

/s/ Paul M. Calvo
PAUL M. CALVO
Governor of Guam

COUNTERSIGNED:

/s/ Joseph F. Ada
JOSEPH F. ADA
Lieutenant Governor of Guam

EXECUTIVE ORDER NO. 81-08

PROMULGATION OF PERSONNEL RULES AND REGULATIONS

TERRITORIAL BOARD OF EDUCATION

WHEREAS, Section 4004 of the Government Code of Guam provides that Personnel Rules and Regulations shall be adopted by the Territorial Board of Education; and

WHEREAS, Section 4004 of the Government Code of Guam further provides that such Rules and Regulations must be approved by the Civil Service Commission and be promulgated by Executive Order; and

WHEREAS, the Territorial Board of Education has adopted such Personnel Rules and Regulations; and

WHEREAS, the Civil Service Commission approved said Rules and Regulations on September 8, 1981;

NOW, THEREFORE, I, PAUL M. CALVO, Governor of Guam, by virtue of the authority vested in me by Section 4004, Government Code of Guam, and by the Organic Act of Guam, hereby order as follows:

1. That the Personnel Rules and Regulations duly adopted by the Territorial Board of Education and approved by the Civil Service Commission attached hereto, are hereby approved and promulgated.
2. That, all prior rules, regulations, policies, memoranda or executive orders in conflict with this Order are hereby superseded.
3. This order shall be effective immediately.

Signed and promulgated at Agana, Guam this 17th day of September, 1981.

/s/ Paul M. Calvo
PAUL M. CALVO
Governor of Guam

COUNTERSIGNED:

/s/ Joseph F. Ada
JOSEPH F. ADA
Lieutenant Governor of Guam

EXECUTIVE ORDER NO. 81-09

AUTHORIZING THE IMPLEMENTATION OF FOOD STAMP
PROVISIONS OF THE OMNIBUS RECONCILIATION ACT OF 1981

WHEREAS, as a part of an effort to curb the growth in Federal expenditures in Fiscal Year 1982, the United States Congress has enacted numerous changes in the Food Stamp Act as part of the Omnibus Reconciliation Act of 1981 (U.S. Public Law 97-35, enacted August 13, 1981); and

WHEREAS, the U.S. Department of Agriculture has promulgated these rules effective September 4, 1981, and has mandated States to implement the provisions on October 1, 1981; and

WHEREAS, the U.S. Department of Agriculture has determined that the rule will have significant program cost savings and that delays in implementation could increase the possibility of the Food Stamp Program exceeding spending limits the U.S. Congress has placed in the program as may result in the issuance of lower benefits or no benefits to all eligible participants by the end of the Fiscal Year 1982; and

WHEREAS, it is therefore in the public interest to implement these provisions as early in the fiscal year as possible to avoid an across-the-board adverse effect on all eligible participants; and

WHEREAS, there exists an agreement between the territory of Guam and the Food and Nutrition Service, the United States Department of Agriculture that the program will be administered in accordance with the provisions contained in the Food Stamp Act of 1977, as amended, and in the manner prescribed by regulations issued pursuant to the Act;

NOW, THEREFORE, I, PAUL M. CALVO, Governor of the territory of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and Title X, Chapter II, Government Code of Guam, do hereby order that the Food Stamp Program provisions of the Omnibus Reconciliation Act be implemented as soon as possible on October 1, 1981.

Signed and promulgated in Agana, Guam this 30th day of September, in the year of our Lord, nineteen hundred and eighty-one.

/s/ Paul M. Calvo
PAUL M. CALVO
Governor of Guam

COUNTERSIGNED:

/s/ Joseph F. Ada
JOSEPH F. ADA
Lieutenant Governor of Guam

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CC	00143.1	Add	16-10:3
CC	01350-01381	Add	16-20:1
CCC	00019.60	Add	16-34:1
CCP	01515	Amend	16-10:2
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<u>Code</u>	<u>Section</u>	<u>Effect</u>	<u>Public Law No.</u>
<u>14GCA</u>	02201(2)(b)	Amend	16-32:1
<u>14GCA</u>	02602(2)	Amend	16-32:2
<u>14GCA</u>	03508(2)(b)	Amend	16-32:3
<u>14GCA</u>	03602(2)	Amend	16-32:4



Guam Law Revision Commission

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PHONE: 477-6937

SENATOR
PETER F. PEREZ, JR.
CHAIRMAN

December 14, 1981

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Because of printing dealys with Distribution #3, both #3 and this #4 are being delivered at one time.

CHARLES H. TROUTMAN
EXECUTIVE SEC'Y./
COMPILER OF LAWS

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ASST. EXEC. SEC'Y.

ADD pp. 3 & 4 of the PL Table of Contents to Dist. #3.
ADD PL 16-40 - 16-45 to Dist. #3.

REPLACE the EO Table of Contents in #3 with that of #4.

ADD EO 81-09 - 81-14 to Dist. #3.

REPLACE both the Tables of Sections Affected and Index of
Dist #3 with those in Dist. #4.

The bound volume of the first volume of the Guam Reports (Court Cases) has arrived. This volume includes tables and a Guam Digest. If you have already bought the loose-leaf reports from the Commission, you will be receiving your bound volume without charge (the cost was included with your original purchase). If you do not have the loose-leaf Guam Reports, the bound volume costs \$50. [This Bound Volume will be distributed to those authorized by law to receive free copies.]

CHARLES H. TROUTMAN

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SIXTEENTH GUAM LEGISLATURE
Public Law 16-40

Bill No. 58S
Enacted: September 26, 1981
Governor's Action: Approved
Riders: None

Introduced by:	J.T. San Agustin
C.A. Kasperbauer	M.Z. Bordallo
F.F. Blas	E.T. Charfauros
T.C. Crisostomo	E.R. Duenas
C.T.C. Gutierrez	A.C. Lamorena III
J.I. Leon Guerrero	K.S. Moylan
P.F. Perez, Jr.	J.F. Quan
F.J. Quitugua	F.R. Santos
R.Q. Sudo	J.Q. Torres
T.V.C. Tanaka	L.L. Umagat
J.H. Underwood	A.R. Unpingco

AN ACT TO ADD SECTIONS 6600.4 THROUGH 6600.6
TO THE GOVERNMENT CODE TO REQUIRE THE USE OF
GENERIC NAMES IN PROCURING DRUGS AND OTHER
PHARMACEUTICALS.

Section 1 Adds §6600.4 to the Government Code: Purchase of drugs by generic names.
Section 2 Adds §6600.5 to the Government Code: Purchase directly from manufacturer.
Section 3 Adds §6600.6 to the Government Code: Prescription of drugs by generic names.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. A new §6600.4 is added to the Government Code to read:

"§6600.4. Purchase of Drugs by Generic Names.

As used in §§6600.4 through 6600.6 of this Code, 'Generic Drug' means the chemical or generic name, as determined by the United States Adopted Names (USAN) and accepted by the Federal Food and Drug Administration (FDA), of those drug products having the same active chemical ingredients."

Section 2. A new §6600.5 is added to the Government Code to read:

"§6600.5. Whenever possible, the Department of Administration, the Department of Public Health and Social Services, the Guam Memorial Hospital Authority and the Department of Education shall purchase drugs, generic or otherwise, directly from the manufacturer so as to ensure and maximize economy."

Section 3. A new §6600.6 is added to the Government Code to read:

"6600.6. Prescription of Drugs by Generic Names.

When providing medical services to patients whose medical services are paid for, either in part or in whole, by local legislative appropriation, by Federal grants-in-aid or by a combination of both, a pharmacist filling a prescription for a drug prescribed by its trade or brand name may:

(a) Substitute in its place a generic drug with the same (1) active chemical ingredients, (2) strength, (3) quantity, and (4) dosage form;

(b) A drug prescribed by its trade or brand name shall not be substituted if the prescriber indicates in his own handwriting 'do not substitute' or words of similar meaning. The use of pre-printed signatures shall not prohibit a pharmacist from substituting a drug meeting the requirements of Subsection (a) of this Section;

(c) The use of the substituted drug dispensed shall be indicated on the prescription label unless the prescriber orders otherwise;

(d) Selection pursuant to this Section is within the discretion of the pharmacist, except as provided in Subsection (b) of this Section. The person who selects the drug product to be dispensed pursuant to this Section shall assume the same responsibility for selecting the dispensed drug product as would be incurred in filling a prescription for a drug product prescribed by generic name. There shall be no liability on the prescriber for an act or omission by a pharmacist in selecting, preparing or dispensing a drug product pursuant to this Section;

(e) The pharmacist shall pass on to the purchaser the difference in the acquisition cost between the drug product prescribed and the drug product dispensed, exclusive of the pharmacist's professional fee. The pharmacist may not charge a higher or different professional fee for the generic drug product dispensed than that charged for the brand name product prescribed."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-41

Bill No. 488S
Enacted: September 29, 1981
Governor's Action: Vetoeed
Riders: None

Introduced by: K.S. Moylan
C.T.C. Gutierrez
F.R. Santos

AN ACT TO AMEND PUBLIC LAW 16-23
RELATIVE TO THE CIVIL SERVICE COMMISSION.

Section 1 Amends §4102(a) 4GCA relative to unclassified service.
Section 2 Amends §4104 4GCA relative to departmental personnel rules.
Section 3 Amends §4175 4GCA relative to adverse action procedure and appeals.
Section 4 Amends §11842 GC relative to non-academic personnel of the UOG.
Section 5 R/R P.L. 16-23, Section 13 excluding GMHA health care administrators from the classified service.
Section 6 Amends the effective date of P.L. 16-23.
Section 7 Adds Sections 17-20 to P.L. 16-23.
Section 8 Effects Sections 1-4 and 7 of this Act on 01/01/82.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Title 4 Guam Code Annotated §4102(a), is amended to read:

- "(a) The unclassified service shall include the positions of:
- (1) elective officials;
 - (2) judges;
 - (3) Superior Court marshal, chief clerk, chief probation officer and court administrator of the Superior Court;
 - (4) heads of agencies and instrumentalities and not more than one (1) secretary for each such officer;
 - (5) the first assistant, by whatever title denominated, to the heads of agencies and instrumentalities stated in Paragraph (4) of this Subsection;
 - (6) persons employed on a temporary basis, but in no event longer than one (1) year, for the purpose of furnishing professional or technical services to the government of Guam; provided, however, that this Subsection shall not alter the requirements of §4110.3 of the Government Code; and provided, further that this Subsection shall not act to continue any contract of employment past its expiration date;
 - (7) members of boards and commissions;
 - (8) executive director of the Commissioner's Council;
 - (9) all offices and employment in the Executive Branch whose appointments are required to be confirmed by the Guam Legislature;
 - (10) all offices and employment made, by law, to be at the pleasure of any board, commission or officer;
 - (11) legislative attaches, the executive director, the deputy executive director, the chief fiscal officer, the community services bureau, the chief of the budget office, and staff of an individual senator or standing committee of the Legislature;
 - (12) members of the Guam Gaming Commission;
 - (13) physicians and health care administrators employed at Guam Memorial Hospital Authority;
 - (14) all positions in the Department of Military Affairs; and
 - (15) not more than twenty-five (25) employees of the Office of the Governor and not more than ten (10) employees of the Office of the Lieutenant Governor."

Section 2. The opening paragraph of Title 4 Guam Code Annotated §4104, is amended to read:

"§4104. Departmental Personnel Rules.

Rules subject to criteria established by this Chapter governing the selection, promotion, performance evaluation, demotion, suspension and other disciplinary action, shall be adopted by the Board of Directors for the Guam Airport Authority, Board of Directors for Guam Economic Development Authority, Board of Directors for Guam Housing Corporation, Board of Commissioners for Guam Housing and Urban Renewal Authority, Legislature, Judicial Council, the Board of Directors of the Guam Telephone Authority, the Board of Directors of the Port Authority of Guam, the Board of Directors of the Guam Power Authority, the Board of Education, the Board of Regents of the University of Guam, the Guam Community College Board of Trustees and by the Board of Trustees of the Guam Memorial Hospital Authority with respect to personnel matters within their respective branches, agencies or departments,

SIXTEENTH GUAM LEGISLATURE
Public Law 16-41

and by the Director of Administration as to all other Executive Branch employment. Such rules shall, to the extent practicable, provide standard conditions for entry into and other matters concerning the government service. The personnel rules adopted for University of Guam, Guam Airport Authority, Guam Telephone Authority, Port Authority of Guam, Guam Power Authority, Department of Education, Guam Memorial Hospital Authority, the Judiciary and by the Director of Administration shall require that all their classified employee appeals be heard by the Civil Service Commission. Personnel rules governing the Legislature and other Executive Branch entities may require that their classified employee appeals be heard by the Civil Service Commission. Rules concerning the Executive Branch shall take effect upon their approval by the Civil Service Commission, by Executive Order of the Governor and filing with Legislative Secretary. Rules concerning the Legislative and Judicial Branches shall take effect upon filing with the Civil Service Commission."

Section 3. The first paragraph of Title 4 Guam Code Annotated §4175, is amended to read:

"An employee who is dismissed, demoted or suspended shall be given immediate notice of the action, together with a specific statement of the charges upon which such action is based, in the manner required by Article I of this Chapter. Copies thereof shall be filed with the Civil Service Commission and, if applicable, with the government entity charged with hearing his appeal under the personnel rules governing his employment not later than the working day next following the effective date of the action."

Section 4. Section 11842 of the Government Code is amended to read:

"§11842. Non-Academic Personnel.

Notwithstanding any law, rule or regulations to the contrary, all non-academic personnel shall be classified and matters relating to employment of non-academic personnel shall be governed by and in accordance with Title 4 of the Guam Code Annotated and other personnel laws.

All employees of the University of Guam who have acquired government of Guam civil service tenure on the date of enactment of this Act and who are transferred to the corporate university in accordance with §11845 of this Act shall retain their tenure and status as employees of the government of Guam."

Section 5. Section 13 of P.L. 16-23 is repealed and reenacted to read:

"Section 13. Subsection (b) of §49007 of the Government Code is amended to read:

"(b) All employees of the hospital, except physicians and health care administrators, shall be members of the classified service of the Government."

Section 6. Section 16 of P.L. 16-23 is amended to read:

"Section 16. The provisions of this Act shall take effect on January 1, 1982."

Section 7. New Sections 17, 18, 19 and 20 are added to P.L. 16-23 to read:

"Section 17. The Civil Service Commission may approve temporary rules and regulations necessary for the implementation of this Act which shall remain in effect no later than June 30, 1982, governing those Executive Branch entities which have not previously adopted personnel rules which were approved by the Commission. The Administrative Adjudication Act shall not govern the adoption of the temporary rules and regulations which need not be issued as an Executive Order of the Governor. The existing personnel rules for the Judicial Branch as adopted by the Judicial Council shall govern Judicial Branch classified employees and shall remain in effect no later than June 30, 1982. The Standing Rules of the Sixteenth Guam Legislature shall govern Legislative Branch classified employees and shall remain in effect no later than June 30, 1982.

Section 18. Severability.

If any provision of this Act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.

Section 19. Any employee occupying an unclassified position which becomes a classified position by virtue of the provisions of this Act, shall:

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(a) remain in his position if he meets the qualification requirements of the established position classification standards and shall retain his salary if it is higher than the appropriate salary set for the position until he vacates the position or until January 1, 1984, whichever first occurs; or

(b) resign or be removed from his position no later than January 31, 1983 if he does not meet the qualification requirements of the established position classification standards. A removal under this Subsection shall be deemed an adverse action entitling the employee to an appeal to the appropriate entity under the provisions of this Act.

Section 20. Any employee occupying a classified position which becomes an unclassified position by virtue of the provisions of this Act, shall remain in his position if the appointing authority notified him in writing that his service shall continue or be removed from his position no earlier than June 30, 1982."

Section 8. The provisions of Sections 1, 2, 3, 4 and 7 of this Act shall take effect on January 1, 1982 at the same time P.L. 16-23 takes effect.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-42

Bill No. 417
Enacted: October 6, 1981
Governor's Action: Approved
Riders: None

Introduced by : J.Q. Torres
A.R. Umpingo

AN ACT TO AMEND SECTION 20002 (a) AND SECTION 20002 (c) OF THE GOVERNMENT CODE OF GUAM TO DELETE THE TERM "LOW-COST", AND TO AMEND SECTION 2003(m) OF THE GOVERNMENT CODE OF GUAM TO SPECIFY TYPES OF INDEBTEDNESS, AND TO ADD NEW SECTIONS 20003.1 AND 20003.2 RELATIVE TO BOND OBLIGATIONS AND FOR OTHER PURPOSES.

Section 1 Amends §20002(a) GC relative to authorized activities of the Guam Housing Corporation.
Section 2 Amends §20002(c) GC relative to same.
Section 3 Amends §20003(m) GC authorizing the Guam Housing Corp. to issue bonds.
Section 4 Adds §20003.1 to GC: [GHC] Bonds as Special Obligations.
Section 5 Adds §20003.2 to GC: Trustee for Board and Bondholders.
Section 6 Amends §13914(a) of GC relative to GHURA bonds.
Section 7 Adds §13914(e) GC relative to same.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Section 20002 (a) of the Government Code is amended to read:

"§20002. (a) To encourage and promote the investment of private capital in low and moderate income residential housing in Guam. The Housing Corporation shall formulate its policies so as to encourage and promote the investment of capital owned by residents of Guam."

Section 2. Paragraph (c) of §20002 of the Government Code is amended to read:

"(c) To encourage and engage in low and moderate income housing activities, including development of residential subdivisions, construction of housing for rental or resale, and to make loans to any person for the purchase, construction, improvement or repair of a home. All loans so made shall be of such sound value or so secured as reasonably to assure repayment, taking into consideration the policy of the Legislature that the lending powers of the Housing Corporation shall be administered as a means for accomplishing the purposes stated in §20000 of this Chapter, and shall bear interest at a rate to be determined by the Board of Directors of the Guam Housing Corporation but not exceeding the Federal Housing Administration rate. Loans should be made to the residents of Guam to enable them to purchase or construct permanent homes which are typhoon resistant. All loans for the purchase or construction of such homes shall not exceed Forty-Eight Thousand Dollars (\$48,000). An additional sum of not to exceed Five Thousand Dollars (\$5,000) may be borrowed for the purchase of land upon which the building is to be constructed. Loans shall be given only to residents who have been unable to obtain conventional financing from commercial lending institutions including but not limited to banks and savings and loan associations. At least three (3) written loan refusals from commercial lending institutions shall be presented upon application for a Guam Housing Corporation loan."

Section 3. Paragraph (m) of §20003 of the Government Code is amended to read:

"(m) To borrow funds required to finance or refinance its revenue producing projects by the issuance, from time to time, of bonds, notes or other evidences of indebtedness under such terms and conditions as the Housing Corporation may prescribe, and to dedicate revenue derived therefrom to the repayment of such bonds, notes or other evidences of indebtedness."

Section 4. Section 20003.1 is added to the Government Code to read:

"§20003.1. Bonds as Special Obligations.

Every bond, note or other evidence of indebtedness shall recite that it is not a general indebtedness of the Housing Corporation but rather is a special obligation of the Housing Corporation payable solely from the revenue specified in the indenture or resolution providing for its issuance. Every bond shall recite that it is not public indebtedness of the territory of Guam as that term is used in Section 11 of the Organic Act."

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Public Law 16-42

Section 5. Section 20003.2 is added to the Government Code to read:

"§20003.2. Trustee for Board and Bondholders.

(a) The Housing Corporation may appoint a bank or trust company to act as trustee for the Board and the holders of the bonds issued hereunder, and the Board may authorize the trustee to act on behalf of the holders of the bonds, or any stated percentage thereof, and to exercise and prosecute on behalf of the holders of the bonds such rights and remedies as may be available to the holders.

(b) The indenture or resolution pursuant to which any bonds are issued may provide for (i) the deposit of all revenues with the trustee and for the holding thereof by the trustee in one or more separate funds or accounts and (ii) the transfer to such trustee of such portions of revenues as are provided as security for the bonds and for the holding thereof by such trustee in one or more separate funds or accounts. All money in such fund or account shall be disbursed only as provided in the indenture or resolution pursuant to which the bonds are issued.

(c) Any indenture or resolution pursuant to which bonds of the Housing Corporation are issued may provide for the payment of the principal and interest of the bonds at one or more places in the Territory or in the United States and in any specified coin or currency of the United States."

Section 6. Section 13914(a) of the Government Code is amended to read:

"(a) Bonds of the Authority shall be authorized by its resolution, may be issued in one or more series and shall be offered, awarded and executed in such manner, bear such date or dates, mature at such time or times, bear interest at such rate or rates, not exceeding the most recently published rate at which the U.S. Department of Treasury sells its treasury bills per annum, be in such denomination or denominations, be in such form, bearer, order, coupon or registered, carry such conversion or registration privileges, have such rank or priority, be payable in such medium of payment, at such place or places, and be subject to such terms of redemption (with or without premium), as such resolution of the Authority, trust indenture or mortgage may provide, and shall be fully negotiable."

Section 7. A new Subsection (e) is added to §13914 of the Government Code to read:

"(e)(1) When the Authority sells bonds at a private sale, no person standing in a fiduciary relationship with the Authority shall purchase any of the bonds.

(2) As used in this Subsection, 'person' means a natural person, corporation, partnership, trust or the employer of a natural person.

(3) If the provisions of this Subsection are violated then the sale of the bonds to the violating person shall be deemed null and void ab initio."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-43

Bill No. 44S
Enacted: October 9, 1981
Governor's Action: Approved
Riders: None

Introduced by:	F.R. Santos
A.R. Unpingco	E.T. Charfauros
M.Z. Bordallo	F.F. Blas
T.C. Crisostomo	E.R. Duenas
C.A. Kasperbauer	A.C. Lamorena III
J.I. Leon Guerrero	K.S. Moylan
P.F. Perez, Jr.	J.F. Quan
F.J. Quitugua	J.T. San Agustin
R.Q. Sudo	J.Q. Torres
T.V.C. Tanaka	L.L. Umagat

AN ACT AMENDING SECTION 3 OF PUBLIC LAW 14-29 AND
SECTION 24 OF PUBLIC LAW 15-132 TO PROVIDE FOR THE
MEDICAL TREATMENT OF IRREVERSIBLE RENAL FAILURE
PATIENTS AT GUAM MEMORIAL HOSPITAL AUTHORITY.

Section 1 Amends P.L. 14-29, Section 3, said purpose.
Section 2 Amends P.L. 15-132, Section 24, said purpose.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Section 3 of P.L. 14-29 is amended to read:

"Section 3. Notwithstanding the provisions of Section 4 of this Act, the programs for free hospitalization and medical care of persons afflicted with tuberculosis or lytico (Amyotrophic Lateral Sclerosis or Parkinsonism-Dementia), insulin injections for diabetic patients, and for irreversible renal failure patients, shall continue. The Board is hereby directed to furnish an impact statement on the provisions of this Section to be submitted to the Legislature annually."

Section 2. Section 24 of P.L. 15-132 is amended to read:

"Section 24. There is hereby appropriated Two Hundred Fifty Thousand Dollars (\$250,000) to Guam Memorial Hospital Authority for the purpose of providing assistance to irreversible renal failure patients. Such assistance shall be in the form of supplemental aid and out-of-pocket expenses incurred by such patients for, including but not limited to, medication, high protein food and transportation. The Board of Trustees shall report to the Legislature when ninety percent (90%) of this appropriation has been encumbered."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-44

Bill No. 371S
Enacted: October 12, 1981
Governor's Action: Item vetoed certain sections
Riders: Yes

Introduced by: Committee on Rules
(at the request of
the Governor)

AN ACT MAKING AN APPROPRIATION FOR THE
OPERATIONS OF THE EXECUTIVE, JUDICIAL AND
LEGISLATIVE BRANCHES OF THE GOVERNMENT OF
GUAM FOR THE FISCAL YEAR ENDING SEPTEMBER
30, 1982, EXCEPT AS OTHERWISE NOTED.

- Section 1 Estimated revenues for FY82.
Section 2 Definitions.
Section 3 Annual FY82 budget.
Section 4 Amends \$21950 GC relative to schedules and fares of the Guam Mass
Transit Authority.
Section 5 Item vetoed by Governor.
Section 6 Amends \$47124 GC relative to the examination of baggage.
Section 7 Amends \$11848.2(6) relative to fees for teacher's certificate.
Section 8 Amends P.L. 15-147, Section 28 relative to effective dates of said Act.
Section 9 Item vetoed by Governor.
Section 10 Amends \$6804 GC exempting certain departments and agencies from the Central
Accounting Act.
Section 11 Lists effective dates of Section 10 above.
Section 12 R/R §9115(b) relative to public assistance to children.
Section 13 Adds \$24201.1 relative to emergency regulations and orders of repeal.
Section 14 Adds \$26012 GC establishing a Parks & Recreation Revolving Fund.
Section 15 Requires PH&SS to adopt regulations for the reimbursement of medicaid
expenses.
Section 16 Directs that GMH receive first priority for the reimbursement of medicaid
expenses.
Section 17 Amends P.L. 15-115 relative to an appropriation for an analysis and monitoring
of tax measures.
Section 18 Reduces GovGuam work week to 35 hours.
Section 19 R/R §11319 relative to payment schedule for teachers.
Section 20 Adds §11110.1 to GC relative to the school lunch program.
Section 21 Prohibits the payment of any GovGuam employee for serving on a board or
commission.
Section 22 Effects Section 21 on October 1, 1981.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Estimated Revenues. The Legislature hereby adopts the following as the official
revenue forecast for fiscal year 1982:

	AMOUNT
<u>TAXES</u>	
Income Taxes (Corporate and Individual)	\$ 63,117,000
Gross Receipts Tax	\$ 32,671,000
Alcoholic Beverage Tax	\$ 1,001,000
Tobacco Tax	\$ 452,000
Use Tax	\$ 538,000
Excise and Admissions Tax	\$ 286,000
Real Property Tax	\$ 4,500,000
Others	\$ 102,000
Sub-Total	\$102,667,000
<u>LICENSES AND PERMITS</u>	
Business License	\$ 433,000
Vehicle Inspection and Licenses	\$ 715,000
Others	\$ 227,000
Sub-Total	\$ 1,375,000
<u>FINES AND FORFEITURES</u>	
	\$ 430,000

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Sub-Total \$ 430,000

USE OF MONEY AND PROPERTY

Interest \$ 1,890,000
Rent \$ 18,000

Sub-Total \$ 1,908,000

REVENUE FROM OTHER AGENCIES

Income Tax - Section 30 \$ 21,000,000
Immigration Fees \$ 111,000
National School Lunch Funds \$ 1,581,000
SAFA Reimbursement \$ 2,400,000

Sub-Total \$ 25,092,000

CHARGES FOR CURRENT SERVICES

General Government \$ 62,000
Public Safety \$ 160,000
Education \$ 300,000
Public Health and Social Services \$ 329,000
Public Works \$ 132,000
Agriculture \$ 60,000
Commerce \$ 2,000
Passport \$ 116,000

Sub-Total \$ 1,161,000

OTHER REVENUES

Sales and Compensation \$ 65,000
Cafeteria \$ 600,000
Territorial Lottery \$ 675,000
Miscellaneous Fees \$ 446,000

Sub-Total \$ 1,786,000

TOTAL GENERAL FUND REVENUE (Available for Appropriation) \$134,419,000

NON-GENERAL FUND REVENUES

Public Utility Agency of Guam Operations Fund \$ 8,005,101
Guam Memorial Hospital Operations Fund \$ 14,395,286
Tourist Attraction Fund \$ 1,500,000
Nurses Fund \$ 10,820
Abandoned Vehicle and Streetlight Fund \$ 300,000
Private Contributions (Match) to Funded Programs \$ 5,000
Territorial Highway Fund \$ 4,800,000
Housing Revolving Fund \$ 220,000
University of Guam Tuition and Fees \$ 850,000
University of Guam Endowment Fund Interest \$ 500,000

Sub-Total, Non-General Fund Revenue (Local) \$ 30,586,207

TOTAL LOCAL REVENUE \$165,005,207

FEDERAL GRANTS-IN-AID (Section 3 of this Act) \$ 14,384,530

TOTAL REVENUE SOURCES \$179,389,737

Section 2. Definitions. As used in this Act:

(1) "Personnel Services" includes:

(a) All salaries and wages authorized at the beginning of the fiscal year whether payable to full-time, part-time, temporary or limited employees, classified

SIXTEENTH GUAM LEGISLATURE
Public Law 16-44

employees and only those unclassified employees whose positions are authorized by statute or noted by this Act.

(b) All overtime and night-differential pay in compliance with §4110.4 of the Government Code.

(c) Promotions, which shall be limited to positions being vacated after October 1, 1981. (No promotion under any other circumstance is funded under this Act.)

(d) The Government's contribution to the Retirement Fund, as provided by P.L. 16-9 and the employer's contribution under the Federal Insurance Contribution Act.

(e) The Government's contribution for health, dental and life insurance plans, except that after December 31, 1981, the Government's contribution shall be equal for the identical class of service offered by competing firms.

(2) "Operating Expenses" includes:

(a) Services rendered or performed by firms or individuals other than expenses for personnel services.

(b) The lowest cost of travel by common carrier or by private conveyance, registration fees or expenses as may be necessary per diem provided by §§6610.1, 6610.2, 6610.3 and 6610.5 of the Government Code and local mileage reimbursement in the amount of Twenty-Four Cents (\$0.24) per mile, notwithstanding the provisions of §6610.5 of the Government Code.

(c) Supplies and materials which by their nature are consumable and which have a useful lifetime of less than one (1) year or which, after usage, undergo an impairment or a material change in physical condition.

(d) Current services or charges for rental of property or equipment, insurance premiums (not employee benefits), dues, paid subscriptions and other fixed charges.

(e) Equipment having a purchase price of Two Hundred Fifty Dollars (\$250) or less.

(3) "Capital Outlay" includes:

(a) Equipment such as loader trucks, tractors, trailers, automobiles or other vehicles, machinery, reference books, office furniture, filing cabinets, typewriters, adding and calculating machines, and other business machines which have a useful lifetime of one year or more, and other machines including but not limited to tools, implements and instruments which may be used continuously without material change in physical condition costing not less than Two Hundred Fifty Dollars (\$250) and not more than Fifty Thousand Dollars (\$50,000).

(b) Repair, remodeling or alterations of a building or replacement thereof, the replacement and renewal of the plumbing, wiring and air conditioning system, and not costing more than Fifteen Thousand Dollars (\$15,000). This does not include normal maintenance to any structure.

(c) The construction of an entirely new building, including the materials and labor either supplied by an agency of the government of Guam or supplied by contract.

(d) Non-structural improvements or the grading, leveling, drainage and landscaping and of the construction of roadways, fences, ditches and sanitary or storm sewers where the cost will be less than Ten Thousand Dollars (\$10,000).

(4) "Lease of Office Space" includes the negotiated price for leasing office space from a non-governmental entity and which may or may not include the cost of maintenance, power and water/sewer expenses.

(5) "Stipend" means board compensation provided by Section 32 of P.L. 15-148 or by specific reference in the Government Code.

(6) "FTE" means:

(a) The equivalent of one (1) position continuously filled full-time for the period to which this Act pertains and the total FTE positions may comprise any combination of part-time positions, provided, the maximum FTE positions limit is not exceeded. The maximum limitation on the number of FTE which shall be allowed for the period to which this Act pertains is indicated by a number in parentheses () following the line item or subtotal or under the figure under "Appropriation From" column, in which case the maximum for FTE is limited for each fund source. When a position is created for less than one (1) year, the department or agency shall indicate the termination date of the position and the time period by the date designated for filling the position and termination shall be counted and applied against the total FTE position limitation.

(b) To be applied against FTE shall be all regular and overtime hours for work performed, hours for which leave is granted and compensation given, except that the number of hours of accrued leave paid upon separation from the Government shall not be applied against the FTE limitation.

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(c) No use of the FTE flexibility shall be authorized for the filling of positions, temporary or otherwise, except for those which are identified in the Ways and Means Committee report on the FY 1982 Budget; specifically the appendix of authorized positions.

(7) Where no specific limitation for expenditure of funds is made, the appropriation shall be for personnel services, operating expenses and capital outlay.

(8) "Power" includes all expenses incurred by the generation and use of electricity.

(9) "Water" includes all expenses incurred for the use of water whether for consumption, cleaning or general use and all expenses for wastewater treatment.

(10) "Telephone" includes all regular charges for telephone use and charges for long-distance calls.

(11) "Match" means direct cost sharing or in-kind General Fund support required as a condition for acceptance of Federal funds.

(12) Numbered footnotes throughout this Act refer to limitations on expenditures which are explained after each section of this Act.

Section 3. Appropriation.

(1) The sums in this Section are appropriated from the General Fund and the indicated cash funds for the payment of the ordinary operating costs of the agencies of the Executive, Judicial and Legislative Branches of the government of Guam for and during the year beginning October 1, 1981, except as otherwise noted:

(a) The figures in the column headed "Item and Subtotal" are the amount appropriated from the local funds or authorized if from Federal funds within each line item. The figures in the "Total" and "Grand Total" columns are for information only and are not appropriations.

(b) The figures in the "General Fund", "Cash Funds" and "Federal Funds" columns indicate the source of funding for the amounts indicated in the "Item and Subtotal" column.

(c) The figures in the "General Fund" column indicate the maximum amount that may be expended from the General Fund for the purpose shown, except that:

(1) Such additional sums as may be necessary above the amounts identified in this Section under personnel services are appropriated to allow the full use of the FTE flexibility and to compensate persons for accrued annual leave upon separation from government service.

(2) Such additional sums as may be necessary above the amounts identified in this Section under power are appropriated for that purpose except no amounts may be authorized for expenditure if consumption exceeds eighty-five percent (85%) of the calendar year 1980 level of usage.

(3) Such additional sums as may be necessary above the amounts identified under this Section under water and telephone, are appropriated when the additional sums become necessary by virtue of rate increases, but not greater consumption or increased equipment use in the case of telephone expenses.

(4) Such sums as may be necessary above the amounts identified in this Section under stipends are appropriated, subject to the limitations provided by Section 32 of P.L. 15-148.

(5) The Director of the Bureau of Budget and Management Research shall, by the tenth day of each month, beginning in November 1981, inform the Speaker of the Guam Legislature in writing the appropriation adjustments made by virtue of Items (1) through (4) of this Subsection.

(d) Where the letter "(M)" appears directly to the right of a General Fund figure, that General Fund appropriation is used to match a Federally-supported program and is the maximum amount of General Fund monies that may be expended in that program, except where otherwise noted. In the event that additional Federal funds are available for the program, the General Fund amount noted "(M)" shall be reduced by the amount of Federal funds in excess of the "Federal Fund" column for that program. In the event that the Federal funds earned are less than the amount shown in the "Federal Fund" column, the General Fund amount noted "(M)" shall be reduced proportionately. In the event that the local matching requirements are reduced, the General Fund amount noted as "(M)" shall be reduced proportionately. These provisions shall apply only to the General Fund amount which remains unexpended at the time of the change in Federal requirement or funding. It is the intent of the Legislature that the General Fund and the Federal Fund amounts in this Act shall be expended in equally proportioned amounts throughout the year.

(e) The figures in the "Federal Fund" column are anticipated Federal funds and although these funds are not appropriated in this Act, they are noted for the purpose of indicating the assumption used relative to those funds in developing the basic appropriation amounts.

(f) The Guam Legislature undertakes no obligation directly or indirectly to support or continue Federal fund programs or claims where no direct or indirect government of Guam

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contribution is required. Furthermore, the Guam Legislature undertakes no obligation for costs incurred by or claimed against non-appropriated Federally-funded programs.

(g) No agency to which appropriations are made in this Act shall expend local monies in anticipation of reimbursement from any Federal grant, whether that grant partially or wholly funds the agency's programs, unless that grant is included in this Act. For those programs which are wholly funded by Federal funds, whose sums are indicated herein and which require the advance use of local monies, the Legislature hereby authorizes the use of the General Fund monies, such advances not to exceed forty percent (40%) of the grant amount identified herein at any one point in time.

(h) No monies appropriated in this Act shall knowingly be paid to any organization, public firm, person, agency or club which places restrictions on employment or membership based on sex, race, age, marital status, creed, color, religion, national origin, ancestry or physical handicap.

(i) The Director of the Bureau of Budget and Management Research has the authority to transfer sums between the several appropriations made to a single agency or department under this Act, but the total of all transfers shall not exceed five percent (5%) of the General Fund appropriations. This authority is not extended between departments or between funds. Ten (10) days after the beginning of each month, the Director shall report to the Legislature in writing on all transfers made the prior month.

PART I

DEPARTMENT OF ADMINISTRATION

	Item & Subtotal	Total	Appropriation From		
			General Fund	Cash Fund	Federal Fund
(A) For the Director's Office <u>17/</u>					
1. Personnel Services	\$ 116,255 (5.0 FTE)		\$ 116,255 (5.0 FTE)		
2. Operating Expenses	26,320		26,320		
3. Utilities					
a. Telephone	<u>7,100</u>		<u>7,100</u>		
		\$ 149,675	\$ 149,675		
(B) For the Treasurer's Office					
1. Personnel Services	\$ 174,402 (13.0 FTE)		\$ 174,402 (13.0 FTE)		
2. Operating Expenses	27,543		27,543		
3. Utilities					
a. Telephone	<u>1,830</u>		<u>1,830</u>		
		\$ 203,775	\$ 203,775		
(C) For Personnel Services Administration					
1. Personnel Services	\$ 523,288 (30.0 FTE)		\$ 523,288 (30.0 FTE)		
2. Operating Expenses	88,085		88,085		
3. Utilities					
a. Telephone	<u>4,990</u>		<u>4,990</u>		
		\$ 161,363	\$ 161,363		
(D) For Government Employees Train- ing and Development, funded in part by a grant under C.F.D.A. No. 27.012					
1. Operating Expenses	\$ 61,644		\$ 2,160		\$ 59,484
		\$ 61,644	\$ 2,160		\$ 59,484

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(E) For the Division of Accounts					
1. Personnel Services	\$1,408,446 (85.4 FTE)	\$1,408,446 (85.4 FTE)			
2. Operating Expenses	72,385	72,385			
3. Capital Outlay	3,000	3,000			
4. Utilities					
a. Telephone	9,600	9,600			
		\$1,493,431	\$1,493,431		
(F) For the Accounting for Territorial Highway Fund					
1. Personnel Services	\$ 92,987 (6.0 FTE)	\$ 92,987* (6.0 FTE)			
2. Operating Expenses	864	864*			
		\$ 93,851	\$ 93,851		
(G) For Data Processing					
1. Personnel Services	\$ 593,275 (35.4 FTE)	\$ 593,275 (35.4 FTE)			
2. Operating Expenses	477,228	477,228			
3. Utilities					
a. Power	20,000	20,000			
b. Water	600	600			
c. Telephone	1,300	1,300			
		\$1,092,403	\$1,092,403		
(H) For Data Processing Transfer of TRIMS					
1. Personnel Services	\$ 97,229 (6.0 FTE)	\$ 97,229 (6.0 FTE)			
		\$ 97,229	\$ 97,229		
(I) For Supply Management Division					
1. Personnel Services	\$ 542,550 (37.0 FTE)	\$ 542,550 (37.0 FTE)			
2. Operating Expenses	41,293	41,293			
3. Utilities					
a. Power	8,781	8,781			
b. Water	3,335	3,335			
c. Telephone	5,920	5,920			
		\$ 601,879	\$ 601,879		
(J) For Housing Management					
1. Personnel Services	\$ 309,400 (18.0 FTE)	\$ 95,456 (5.4 FTE)	\$ 213,944** (12.6 FTE)		
2. Operating Expenses	22,528	16,472	6,056**		
3. Utilities					
a. Power	3,219	3,219			
b. Water	2,565	2,565			
c. Telephone	1,480	1,480			
		\$ 339,192	\$ 119,192	\$ 220,000	
PART I	GRAND TOTAL	\$4,749,442	\$4,376,107	\$ 313,851	\$ 59,484

* Territorial Highway Fund

** Housing Revolving Fund

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PART II

DEPARTMENT OF AGRICULTURE

(A) For the Director's Office			
1. Personnel Services	\$ 114,428 (5.0 FTE)	\$ 114,428 (5.0 FTE)	
2. Operating Expenses	6,026	6,026	
3. Utilities			
a. Power	25,500	25,500	
b. Water/Sewer	8,500	8,500	
c. Telephone	6,450	6,450	
	<hr/>	<hr/>	
	\$ 160,904	\$ 160,904	
(B) For Consumer and Farm Services			
1. Personnel Services	\$ 100,869 (7.0 FTE)	\$ 100,869 (7.0 FTE)	
2. Operating Expenses	2,508	2,508	
3. Payments to PUAG, arising from variances between agricultural water rates established by §21003 of the Government Code and residential rates charged by PUAG	45,000	45,000	
	<hr/>	<hr/>	
	\$ 148,377	\$ 148,377	
(C) For Equipment Service			
1. Personnel Services	\$ 115,740 (8.0 FTE)	\$ 115,740 (8.0 FTE)	
2. Operating Expenses	56,500	56,500	
3. Capital Outlay	45,000	45,000	
	<hr/>	<hr/>	
	\$ 217,240	\$ 217,240	
(D) For Poultry and Livestock on Guam			
1. Personnel Services	\$ 135,457 (8.0 FTE)	\$ 135,457 (8.0 FTE)	
2. Operating Expenses	53,000	53,000	
3. Capital Outlay	18,500	18,500	
	<hr/>	<hr/>	
	\$ 206,957	\$ 206,957	
(E) For Plant Nursery			
1. Personnel Services	\$ 134,162 (10.0 FTE)	\$ 134,162 (10.0 FTE)	
2. Operating Expenses	1,000	1,000	
	<hr/>	<hr/>	
	\$ 135,162	\$ 135,162	
(F) For Commercial Fisheries and Research Development			
1. Personnel Services	\$ 19,314 (1.0 FTE)	\$ 19,314 (1.0 FTE)	
2. Operating Expenses	11,000	11,000	
3. Capital Outlay	13,500	13,500	
	<hr/>	<hr/>	
	\$ 43,814	\$ 43,814	
(G) For Fish and Wildlife Law Enforcement			
1. Personnel Services	\$ 98,427 (6.1 FTE)	\$ 98,427 (6.1 FTE)	

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2. Operating Expenses	5,695	5,695	
3. Capital Outlay	<u>1,500</u>	<u>1,500</u>	
	\$ 105,622	\$ 105,622	
(H) For Forestry, Rural Fire Protection, funded in part by a grant under C.F.D.A. No. 10.664			
1. Personnel Services	\$ 82,715 (5.4 FTE)	\$ 41,357 (2.7 FTE)	\$ 41,358 (2.7 FTE)
2. Operating Expenses	<u>14,941</u>	<u>7,471</u>	<u>7,470</u>
	\$ 97,656	\$ 48,828	\$ 48,828
(I) For Service and Community Forestry, funded in part by a grant under C.F.D.A. No. 10.664			
1. Personnel Services	\$ 18,000 (1.0 FTE)	\$ 9,000 (0.5 FTE)	\$ 9,000 (0.5 FTE)
	\$ 18,000	\$ 9,000	\$ 9,000
(J) Forestry and Soil Resources Management, funded in part by a grant under C.F.D.A. No. 10.664			
1. Personnel Services	\$ 40,000 (2.6 FTE)	\$ 20,000 (1.3 FTE)	\$ 20,000 (1.3 FTE)
2. Operating Expenses	<u>\$ 2,000</u>	<u>1,000</u>	<u>1,000</u>
	\$ 42,000	\$ 21,000	\$ 21,000
PART II GRAND TOTAL	\$1,175,732	\$1,096,904	\$ 78,828

PART III

BUREAU OF BUDGET AND MANAGEMENT RESEARCH

(A) For the Director's Office			
1. Personnel Services	\$ 126,562 (6.0 FTE)	\$ 126,562 (6.0 FTE)	
2. Operating Expenses	17,712	17,712	
3. Utilities			
a. Telephone	<u>5,200</u>	<u>5,200</u>	
	\$ 149,474	\$ 149,474	
(B) For Budget and Management Division			
1. Personnel Services	\$ 329,608 (17.2 FTE)	\$ 329,608 (17.2 FTE)	
	\$ 329,608	\$ 329,608	
(C) For Internal Audit			
1. Personnel Services	\$ 133,512 (7.0 FTE)	\$ 133,512 (7.0 FTE)	
	\$ 133,512	\$ 133,512	
PART III GRAND TOTAL	\$ 612,594	\$ 612,594	

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PART IV

CHAMORRO LANGUAGE COMMISSION

(A) Chamorro Language Commission 7/			
1. Personnel Services	\$ 17,298 (1.0 FTE)	\$ 17,298 (1.0 FTE)	
2. Operating Expenses	15,960	15,960	
3. Utilities			
a. Telephone	484	484	
4. Stipend for Chamorro Language Commission, as required by §11950.1 of the Government Code	8,100	8,100	
		\$ 41,842	\$ 41,842
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PART IV	GRAND TOTAL	\$ 41,842	\$ 41,842

PART V

OFFICE OF THE CHIEF MEDICAL EXAMINER

(A) General Operations			
1. Personnel Services	\$ 107,342 (3.1 FTE)	\$ 107,342 (3.1 FTE)	
2. Operating Expenses	22,773	22,773	
3. Lease of Office Space	13,200	13,200	
		\$ 143,315	\$ 143,315
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PART V	GRAND TOTAL	\$ 143,315	\$ 143,315

PART VI

OFFICE OF CIVIL DEFENSE

(A) For Disaster Preparedness Planning			
1. Personnel Services	\$ 59,005 (3.0 FTE)	\$ 59,005 (3.0 FTE)	
2. Operating Expenses	952	952	
3. Utilities			
a. Power	1,480	1,480	
b. Water/Sewer	300	300	
c. Telephone	3,700	3,700	
		\$ 65,437	\$ 65,437
<hr/>			
(B) For FEMA, funded in part by a grant under C.F.D.A. No. 12.315			
1. Personnel Services	\$ 77,590 (4.0 FTE)	\$ 38,795 (2.0 FTE)	\$ 38,795 (2.0 FTE)
2. Operating Expenses	8,194	4,097	4,097
3. Utilities			
a. Power	16,208	8,104	8,104
b. Water/Sewer	900	450	450
c. Telephone	4,378	2,189	2,189
		\$ 107,270	\$ 53,635
			\$ 53,635

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(C) For Maintenance of the Civil Defense Warning System					
1. Operating Expenses	\$ 10,444		\$ 10,444		
		\$ 10,444	\$ 10,444		
PART VI	GRAND TOTAL	\$ 183,151	\$ 129,516		\$ 53,635

PART VII

CIVIL SERVICE COMMISSION

(A) For the Stipend of the Civil Service Commission Board, as required by §6911 of the Government Code of Guam					
	\$ 8,400		\$ 8,400		
		\$ 8,400	\$ 8,400		
(B) For the Director's Office					
1. Personnel Services	\$ 67,005 (3.0 FTE)		\$ 67,005 (3.0 FTE)		
2. Operating Expenses	3,635		3,635		
3. Lease of Office Space	23,750		23,750		
4. Utilities					
a. Telephone	3,085		3,085		
		\$ 97,475	\$ 97,475		
(C) For the Classification and Compensation Branch					
1. Personnel Services	\$ 114,415 (5.0 FTE)		\$ 114,415 (5.0 FTE)		
2. Operating Expenses	1,320		1,320		
		\$ 115,735	\$ 115,735		
(D) For Equal Employment Opportunity Branch					
1. Personnel Services	\$ 63,500 (3.0 FTE)		\$ 63,500 (3.0 FTE)		
2. Operating Expenses	792		792		
		\$ 64,292	\$ 64,292		
PART VII	GRAND TOTAL	\$ 285,902	\$ 285,902		

PART VIII

DEPARTMENT OF COMMERCE

(A) For the Director's Office <u>1</u> /					
1. Personnel Services	\$ 109,769 121,561 (5.0 FTE)		\$ 109,769 121,561 (5.0 FTE)		
2. Operating Expenses	9,230		9,230		
3. Lease of Office Space	10,221 51,603		10,221 51,603		

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4. Utilities				
a. Telephone	<u>9,961</u>		<u>9,961</u>	
		180,563	180,563	
		<u>\$ 193,346</u>	<u>\$ 193,346</u>	
(B) For the Overseas Affairs Office				
	48,610		48,610	
1. Personnel Services 7/	<u>\$ 53,832</u>		<u>\$ 53,832</u>	
	(3.0 FTE)		(3.0 FTE)	
	3,551		3,551	
2. Operating Expenses	<u>3,932</u>		<u>3,932</u>	
		52,161	52,161	
		<u>\$ 57,764</u>	<u>\$ 57,764</u>	
(C) For the Economic Research Center				
	321,438		321,438	
1. Personnel Services	<u>\$ 355,968</u>		<u>\$ 355,968</u>	
	(22.0 FTE)		(22.0 FTE)	
	27,273		27,273	
2. Operating Expenses	<u>30,293</u>		<u>30,293</u>	
		348,711	348,711	
		<u>\$ 386,171</u>	<u>\$ 386,171</u>	
(D) For the Economic Development and Planning Division				
	37,322		37,322	
1. Personnel Services	<u>\$ 41,331</u>		<u>\$ 41,331</u>	
	(2.0 FTE)		(2.0 FTE)	
	14,714		14,714	
2. Operating Expenses	<u>16,295</u>		<u>16,295</u>	
		52,036	52,036	
		<u>\$ 57,626</u>	<u>\$ 57,626</u>	
(E) For the Economic State Planning, funded in part by a grant under C.F.D.A. No. 11.305				
	<u>\$ 90,000</u>			<u>\$ 90,000</u>
		\$ 90,000		\$ 90,000
(F) For Customs and Quarantine				
	674,002		674,002	
1. Personnel Services	<u>\$ 746,406</u>		<u>\$ 746,406</u>	
	(44.0 FTE)		(44.0 FTE)	
	21,969		21,969	
2. Operating Expenses	<u>24,329</u>		<u>24,329</u>	
3. Utilities				
a. Telephone	<u>2,600</u>		<u>2,600</u>	
		698,571	698,571	
		<u>\$ 774,335</u>	<u>\$ 774,335</u>	
(G) For the Guam Public Market				
1. Personnel Services	<u>\$ 29,155</u>		<u>\$ 29,155</u>	
	(1.0 FTE)		(1.0 FTE)	
		\$ 29,155	\$ 29,155	
<hr/>				
PART VIII	GRAND TOTAL	1,451,197	1,361,000	
		<u>\$1,588,397</u>	<u>\$1,498,397</u>	\$ 90,000

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PART IX

COMMISSIONER'S COUNCIL

(A) Administration			
1. Personnel Services	\$ 100,108 (6.0 FTE)	\$ 100,108 (6.0 FTE)	
2. Operating Expenses	5,109	5,109	
3. Utilities			
a. Power	53,361	53,361	
b. Water	8,000	8,000	
c. Telephone	9,462	9,462	
	\$ 176,040	\$ 176,040	
(B) Commissioner's Council			
1. Personnel Services	\$ 664,972 (43.0 FTE)	\$ 664,972 (43.0 FTE)	
2. Operating Expenses	16,942	16,942	
	\$ 681,914	\$ 681,914	
<hr/>			
PART IX	GRAND TOTAL	\$ 857,954	\$ 857,954

PART X

DEPARTMENT OF CORRECTIONS

(A) Director's Office			
1. Personnel Services	163,061 \$ 166,389 (8.0 FTE)	163,061 \$ 166,389 (8.0 FTE)	
2. Operating Expenses	63,542	63,542	
3. Utilities	64,838	64,838	
a. Power	42,000	42,000	
b. Water/Sewer	14,500	14,500	
c. Telephone	14,025	14,025	
	297,128	297,128	
	\$ 301,752	\$ 301,752	
(B) Adult Correctional Facility			
1. Personnel Services	980,662 \$1,000,676 (61.9 FTE)	980,662 \$1,000,676 (61.9 FTE)	
2. Operating Expenses	299,139	299,139	
3. Capital Outlay	305,272 9,028	305,272 9,028	
	1,288,829	1,288,829	
	\$1,314,976	\$1,314,976	
(C) Community Corrections Center			
1. Personnel Services	79,859 \$ 81,488 (4.35 FTE)	79,859 \$ 81,488 (4.35 FTE)	
2. Operating Expenses	10,921 11,143	10,921 11,143	
	90,780	90,780	
	\$ 92,631	\$ 92,631	

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(D) Casework and Counseling Services			
	170,006		170,006
1. Personnel Services	\$ 173,475		\$ 173,475
	(10.0 FTE)		(10.0 FTE)
	13,983		13,983
2. Operating Expenses	14,268		14,268
3. Capital Outlay	1,110		1,110
		185,099	185,099
		\$ 188,853	\$ 188,853
(E) Parole Services			
	86,859		86,859
1. Personnel Services	\$ 88,631		\$ 88,631
	(4.0 FTE)		(4.0 FTE)
	9,548		9,548
2. Operating Expenses	9,742		9,742
		96,407	96,407
		\$ 98,373	\$ 98,373
(F) For Stipends of members of the Territorial Parole Board, as required by §6911 of the Government Code of Guam			
	-0-		-0-
	\$ 6,000		\$ 6,000
		-0-	-0-
		\$ 6,000	\$ 6,000
(G) For Off-Island Transportation and Maintenance of Prisoners			
	\$ 206,500		\$ 206,500
		\$ 206,500	\$ 206,500
PART X GRAND TOTAL		2,164,743	2,164,743
		\$2,209,085	\$2,209,085

PART XI

DEPARTMENT OF EDUCATION

(A) Office of the Director			
	238,418		238,418
1. Personnel Services	\$ 241,485		\$ 241,485
	(10.0 FTE)		(10.0 FTE)
	83,768		83,768
2. Operating Expenses	83,498		83,498
		322,186	322,186
		\$ 324,983	\$ 324,983
(B) For Stipend of Territorial Board of Education, as required by §11107 of the Government Code			
	-0-		-0-
	\$ 16,800		\$ 16,800
		-0-	-0-
		\$ 16,800	\$ 16,800

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(C) Federal Programs

1. Personnel Services	76,726	76,726		
	\$ 77,389	\$ 77,389		
	(4.0 FTE)	(4.0 FTE)		
	2,486	2,486		
2. Operating Expenses	2,476	2,476		
3. Utilities				
	964	964		
a. Telephone	1,000	1,000		
	80,176	80,176		
	\$ 80,865	\$ 80,865		

(D) Business Services

1. Personnel Services	3,062,391	3,062,391		
	\$3,089,228	\$3,089,228		
	(261.0 FTE)	(261.0 FTE)		
	5,418,700	2,542,022	2,876,678	
2. Operating Expenses 5/	5,465,976	2,589,298	2,876,678	
3. Utilities				
	985,310	985,310		
a. Power	994,424	994,424		
	103,453	103,453		
b. Water	104,000	104,000		
	98,431	93,431		
c. Telephone	100,000	100,000		
	375,643	375,643		
4. Lease of Office Space	378,453	378,453		
	10,043,928	7,167,250	2,876,678	
	\$10,132,081	\$7,255,403	\$2,876,678	

(E) Research, Planning and Evaluation

1. Personnel Services	100,425	100,425		
	\$ 101,301	\$ 101,301		
	(7.0 FTE)	(7.0 FTE)		
	58,148	58,148		
2. Operating Expenses	58,649	58,649		
	158,573	158,573		
	\$ 159,950	\$ 159,950		

(F) Personnel Administration

1. Personnel Services	193,018	193,018		
	\$ 194,723	\$ 194,723		
	(11.0 FTE)	(11.0 FTE)		
	6,525	6,525		
2. Operating Expenses	6,584	6,584		
	199,543	199,543		
	\$ 201,307	\$ 201,307		

(G) Facilities and Maintenance

1. Personnel Services	1,363,900	1,363,900		
	\$1,375,202	\$1,375,202		
	(92.0 FTE)	(92.0 FTE)		
	520,867	520,867		
2. Operating Expenses	525,886	525,886		
	44,370	44,370		
3. Capital Outlay	45,000	45,000		
	1,929,137	1,929,137		
	\$1,946,088	\$1,946,088		

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(H) Pupil Personnel			
	150,512	150,512	
1. Personnel Services	\$ 151,734	\$ 151,734	
	(9.0 FTE)	(9.0 FTE)	
	31,926	31,926	
2. Operating Expenses	<u>32,296</u>	<u>32,296</u>	
	182,438	182,438	
	\$ 184,030	\$ 184,030	
(I) Learning Resources Center			
	149,122	149,122	
1. Personnel Services	\$ 150,402	\$ 150,402	
	(10.0 FTE)	(10.0 FTE)	
	17,682	17,682	
2. Operating Expenses	17,790	17,790	
	29,667	29,667	
3. Capital Outlay	<u>30,000</u>	<u>30,000</u>	
	196,471	196,471	
	\$ 198,192	\$ 198,192	
(J) Curriculum and Instruction			
	533,394	533,394	
1. Personnel Services	\$ 536,254	\$ 536,254	
	(35.0 FTE)	(35.0 FTE)	
	40,147	40,147	
2. Operating Expenses	<u>42,321</u>	<u>42,321</u>	
	573,541	573,541	
	\$ 578,575	\$ 578,575	
(K) Chamorro/Bilingual Studies			
	1,013,572	1,013,572	
1. Personnel Services	\$ 1,022,436	\$ 1,022,436	
	(78.0 FTE)	(78.0 FTE)	
	47,759	47,759	
2. Operating Expenses	<u>48,231</u>	<u>48,231</u>	
	1,061,331	1,061,331	
	\$ 1,070,667	\$ 1,070,667	
(L) Elementary Education			
	18,016,852	18,016,852	
1. Personnel Services	\$ 18,171,304	\$ 18,171,304	
	(1,140.0 FTE)	(1,140.0 FTE)	
	928,313	928,313	
2. Operating Expenses	<u>940,227</u>	<u>940,227</u>	
	18,945,165	18,945,165	
	\$ 19,111,531	\$ 19,111,531	
(M) Secondary Education			
	11,979,284	11,979,284	
1. Personnel Services	\$ 12,090,543	\$ 12,090,543	
	(680.0 FTE)	(680.0 FTE)	
	999,355	999,355	
2. Operating Expenses	<u>1,002,104</u>	<u>1,002,104</u>	
	12,978,639	12,978,639	
	\$ 13,092,647	\$ 13,092,647	
(N) Special Education			
	2,124,647	2,124,647	
1. Personnel Services	\$ 2,143,071	\$ 2,143,071	
	(134.0 FTE)	(134.0 FTE)	
	61,203	61,203	

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2. Operating Expenses	<u>61,967</u>		<u>61,967</u>	
		2,185,850	2,185,850	
		<u>\$2,205,038</u>	<u>\$2,205,038</u>	
(O) Auxiliary Services, Private Textbooks				
	143,022		143,022	
1. Operating Expenses	<u>\$ 144,270</u>		<u>\$ 144,270</u>	
		143,022	143,022	
		<u>\$ 144,270</u>	<u>\$ 144,270</u>	
PART XI GRAND TOTAL		49,000,000	46,123,322	2,876,678
		<u>\$49,447,024</u>	<u>\$46,570,346</u>	<u>\$2,876,678</u>

PART XII

OFFICE OF THE GOVERNOR

(A) Executive Direction 10/ 18/				
1. Personnel Services <u>7/</u>	\$ 720,624		\$ 720,624	
	(33.0 FTE)		(33.0 FTE)	
2. Operating Expenses	109,075		109,075	
3. Capital Outlay	10,000		10,000	
4. Utilities				
a. Telephone	<u>28,278</u>		<u>28,278</u>	
		\$ 867,977	\$ 867,977	
(B) Government House				
1. Personnel Services <u>7/</u>	\$ 132,657		\$ 132,657	
	(11.0 FTE)		(11.0 FTE)	
2. Operating Expenses	74,682		74,682	
3. Utilities				
a. Power	28,750		28,750	
b. Water/Sewer	1,400		1,400	
c. Telephone	<u>4,000</u>		<u>4,000</u>	
		\$ 241,489	\$ 241,489	
(C) Passport Office				
1. Personnel Services <u>7/</u>	\$ 72,170		\$ 72,170	
	(5.0 FTE)		(5.0 FTE)	
2. Operating Expenses	2,125		2,125	
3. Lease of Office Space	10,551		10,551	
4. Utilities				
a. Telephone	<u>768</u>		<u>768</u>	
		\$ 85,614	\$ 85,614	
(D) Retired Senior Volunteer Program, funded in part by a grant under C.F.D.A. No. 72.002				
1. Personnel Services <u>7/</u>	\$ 30,860	\$ 11,793		\$ 19,067
	(2.0 FTE)	(1.0 FTE)		(1.0 FTE)
2. Operating Expenses	6,686	6,686		
3. Utilities				
a. Telephone	<u>384</u>	<u>48</u>		<u>336</u>
		\$ 37,930	\$ 18,527	\$ 19,403

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- (E) Insular Arts Council, the Basic State Operation Grant, funded in part by a Federal grant under C.F.D.A. No. 45.007

1. Personnel Services 7/	\$ 55,190 (3.0 FTE)	\$ 55,190 (3.0 FTE)	
2. Operating Expenses	268,850	15,634	253,216
3. Lease of Office Space	41,784		41,784
4. Utilities			
a. Power	2,100	2,100	
b. Water/Sewer	300	300	
c. Telephone	1,388	1,388	
	\$ 369,612	\$ 74,612	\$ 295,000

- (F) Insular Arts Council for the Artist-in-School Program, funded in part by a grant under C.F.D.A. No. 45.003

27,450	9,150	18,300
\$ 27,450	\$ 9,150(M)	\$ 18,300

- (G) Folk Arts, funded by a grant under C.F.D.A. No. 12.5530-189

\$ 20,340 (1.0 FTE)	\$ 20,340 (1.0 FTE)
\$ 20,340	\$ 20,340

- (H) Guam Youth Band

\$ 50,000	\$ 50,000
\$ 50,000	\$ 50,000

PART XII	GRAND TOTAL	\$1,700,412	\$1,347,369	\$ 353,043
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PART XIII

GUAM BOARD OF NURSE EXAMINERS

- (A) For Administration

1. Personnel Services 7/	\$ 21,122 (1.5 FTE)	\$ 10,561 (0.75 FTE)	\$ 10,561*
2. Operating Expenses	7,698	7,439	259*
	\$ 28,820	\$ 18,000	\$ 10,820

PART XII	GRAND TOTAL	\$ 28,820	\$ 18,000	\$ 10,820
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* Nurse Fund

PART XIV

GUAM COMMUNITY COLLEGE

- (A) For Stipend of the Board of Trustees, as required by §11965 of the Government Code

\$ 8,400	\$ 8,400
\$ 8,400	\$ 8,400

SIXTEENTH GUAM LEGISLATURE
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(B) For Executive Direction and Management of the College				
1. Personnel Services	\$ 586,582 (37.0 FTE)	\$ 586,582 (37.0 FTE)		
2. Operating Expenses	225,266	225,266		
3. Capital Outlay	3,600	3,600		
		\$ 815,448	\$ 815,448	
(C) For Instructional Supervision Distribution				
1. Personnel Services	\$ 694,802 (42.0 FTE)	\$ 694,802 (42.0 FTE)		
2. Operating Expenses	82,554	82,554		
3. Capital Outlay	1,200	1,200		
		\$ 778,556	\$ 778,556	
(D) For Student Services				
1. Personnel Services	\$ 458,506 (27.0 FTE)	\$ 458,506 (27.0 FTE)		
2. Operating Expenses	51,382	51,382		
3. Capital Outlay	7,794	7,794		
		\$ 517,682	\$ 517,682	
(F) For Maintenance Distribution				
1. Personnel Services	\$ 154,925 (12.4 FTE)	\$ 154,925 (12.4 FTE)		
2. Operating Expenses	73,681	73,681		
3. Utilities				
a. Power	192,000	192,000		
b. Water/Sewer	18,000	18,000		
c. Telephone	19,200	19,200		
		\$ 457,806	\$ 457,806	
(F) For Instructional Services				
1. Personnel Services	\$1,827,517 (91.5 FTE)	\$1,827,517 (91.5 FTE)		
2. Operating Expenses	170,469	59,502	110,967*	
3. Capital Outlay	35,483	35,483		
		\$2,033,469	\$1,922,502	\$ 110,967
PART XIV GRAND TOTALS		\$4,611,361	\$4,500,394	\$ 110,967

* Guam Community College Fund

PART XV

GUAM EDUCATIONAL TELECOMMUNICATIONS CORPORATION

(A) For Operations of the Station KGTF				
1. Personnel Services	\$ 140,858 (9.0 FTE)	\$ 140,858 (9.0 FTE)		
2. Operating Expenses	18,960	18,960		
		\$ 159,818	\$ 159,818	
PART XV GRAND TOTAL		\$ 159,818	\$ 159,818	

SIXTEENTH GUAM LEGISLATURE
Public Law 16-44

PART XVI

GUAM ELECTION COMMISSION

(A) General Operations			
1. Personnel Services	\$ 121,896 (8.0 FTE)	\$ 121,896 (8.0 FTE)	
2. Operating Expenses	113,239	113,239	
3. Lease of Office Space	20,000	20,000	
4. Utilities			
a. Telephone	3,500	3,500	
5. Board Stipend pursuant to \$6911 of the Government Code	3,000	3,000	
		\$ 261,635	\$ 261,635
PART XVI	GRAND TOTAL	\$ 261,635	\$ 261,635

PART XVII

GUAM ENVIRONMENTAL PROTECTION AGENCY

(A) For efforts from the U.S. Environmental Agency Consolidated Program, and funded in part by a grant under C.F.D.A. No. 66.600				
1. Personnel Services	\$ 754,265 (43.0 FTE)	\$ 182,786 (10.4 FTE)		\$ 571,479 (32.6 FTE)
2. Operating Expenses	117,435	28,473		88,962
3. Capital Outlay	8,860	2,148		6,712
4. Rental of Office Space and Janitorial Services	50,304	12,195		38,109
5. Utilities				
a. Power	34,020	8,247		25,773
b. Telephone	8,006	1,941		6,065
6. Boards and Commissions Stipend pursuant to \$57002 of the Government Code	9,000	2,182		6,818
		\$ 981,890	\$ 237,972	\$ 743,918
PART XVII	GRAND TOTAL	\$ 981,890	\$ 237,972	\$ 743,918

PART XVIII

GUAM LEGISLATURE

(A) For the Guam Legislature 20/ (Legislative Operations Fund)			
1. For Expenses of the Legislature			
	-0- \$4,500,000	-0- \$4,500,000	
	-0- \$4,500,000	-0- \$4,500,000	
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PART XVIII	GRAND TOTAL	-0- \$4,500,000	-0- \$4,500,000

SIXTEENTH GUAM LEGISLATURE
Public Law 16-44

PART XIX

GUAM MASS TRANSIT AUTHORITY

(A) For General Operations, funded in part by a grant under C.F.D.A. No. 20.509					
1. Personnel Services 7/	\$ 104,563 (6.0 FTE)	\$ 104,563 (6.0 FTE)			
2. Operating Expenses	31,108	31,108			
3. Capital Outlay	6,000	6,000			
4. Lease of Office Space	12,000	12,000			
5. Utilities					
a. Telephone	1,300	1,300			
6. Stipend, as required by \$21949 of the Government Code	6,000	6,000			
			\$ 160,971	\$ 160,000	
(B) For Mass Transit System Operations, funded in part by a grant under C.F.D.A. No. 20.509					
	565,524			282,762*	282,762
			\$ 565,524	\$ 282,762	\$ 282,762
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PART XIX	GRAND TOTAL		\$ 726,495	\$ 160,971	\$ 282,762 \$ 282,762

* Territorial Highway Fund

PART XX

GUAM MEMORIAL HOSPITAL AUTHORITY

(A) Nursing Services					
1. Personnel Services 7/	\$5,191,430 (318.2 FTE)	\$ 924,505 (56.7 FTE)	\$4,266,925*		
2. Operating Expenses	1,674,674	342,328	1,332,346*		
		\$6,866,104	\$1,266,833	\$5,599,271	
(B) Ancillary					
1. Personnel Services 7/	\$1,713,285 (122.0 FTE)	\$ 332,553 (30.5 FTE)	\$1,380,732*		
2. Operating Expenses	1,581,743	311,398	1,270,345*		
3. Capital Outlay	222,541	45,491	177,050*		
		\$3,517,569	\$ 689,442	\$2,828,127	
(C) General Services					
1. Personnel Services 7/	\$1,779,355 (132.7 FTE)	\$ 347,960 (33.2 FTE)	\$1,431,395*		
2. Operating Expenses	2,611,771	770,574	1,841,197*		
3. Capital Outlay	630,690	128,922	501,768*		
4. Utilities	974,400	199,182	775,218*		
		\$5,996,216	\$1,446,638	\$4,549,578	
(D) Fiscal Affairs					
1. Personnel Services 7/	\$ 892,718 (69.4 FTE)	\$ 173,932 (17.4 FTE)	\$ 718,786*		
2. Operating Expenses	100,236	20,490	79,746*		

SIXTEENTH GUAM LEGISLATURE
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3. Capital Outlay	13,572	2,774	10,798*
4. Utilities	67,718	13,843	53,875*
	\$1,074,244	\$ 211,039	\$ 863,205
(E) Administration			
1. Personnel Services 7/	\$ 426,929 (23.0 FTE)	\$ 84,321 (5.8 FTE)	\$ 342,608* (17.2 FTE)
2. Operating Expenses	249,945	48,109	201,836*
3. Capital Outlay	5,000	1,022	3,978*
	\$ 681,874	\$ 133,452	\$ 548,422
(F) For Stipend of the Board of Trustees, as required by §49004 of the Government Code	8,400	1,717	6,683*
	\$ 8,400	\$ 1,717	\$ 6,683
(G) Guam Community Mental Health Center			
1. Personnel Services 7/	\$1,184,512 (64.2 FTE)	\$ 768,711 (41.7 FTE)	\$ 415,801 (22.5 FTE)
2. Operating Expenses	93,850	60,897	32,953
3. Capital Outlay	37,500	24,337	13,163
4. Utilities	400	259	141
	\$1,316,262	\$ 854,204	\$ 462,058
PART XX GRAND TOTAL	\$19,460,669	\$4,603,325	\$14,395,286
		\$ 462,058	

* Guam Memorial Hospital Operations Fund

PART XXI
GUAM MUSEUM

(A) Operations			
1. Personnel Services	\$ 41,070 (3.0 FTE)	\$ 41,070 (3.0 FTE)	
2. Operating Expenses	2,082	2,082	
3. Utilities			
a. Power	2,318	2,318	
b. Water/Sewer	300	300	
c. Telephone	384	384	
	\$ 46,154	\$ 46,154	
PART XXI GRAND TOTAL	\$ 46,154	\$ 46,154	

PART XXII
GUAM PUBLIC LIBRARY

(A) For Stipend of the Guam Public Library Board, as provided by §42010 of the Government Code	\$ 4,200	\$ 4,200	
	\$ 4,200	\$ 4,200	

SIXTEENTH GUAM LEGISLATURE
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(B) For Administration of the Library System				
1. Personnel Services	\$ 118,667 (7.0 FTE)	\$ 118,667 (7.0 FTE)		
2. Operating Expenses	3,834	3,834		
3. Utilities				
a. Power	63,100	63,100		
b. Water/Sewer	3,774	3,774		
c. Telephone	5,474	5,474		
	\$ 194,849	\$ 294,849		
(C) For Operations of the Main Library, funded in part by a grant for Inter-library Cooperation under C.F.D.A. No. 13.465				
1. Personnel Services	\$ 168,722 (12.0 FTE)	\$ 168,722 (12.0 FTE)		
2. Operating Expenses	23,138	8,870		14,268
	\$ 191,860	\$ 177,592		\$ 14,268
(D) For Operations of the Branch Libraries				
a. For the Dededo Library				
1. Personnel Services	\$ 33,427 (12.0 FTE)	\$ 33,427 (12.0 FTE)		
2. Operating Expenses	432	432		
3. Capital Outlay	400	400		
	\$ 34,259	\$ 34,259		
b. For the Barrigada Library				
1. Personnel Services	\$ 31,874 (2.5 FTE)	\$ 31,874 (2.5 FTE)		
2. Operating Expenses	432	432		
3. Capital Outlay	400	400		
	\$ 32,706	\$ 32,706		
c. For the Agat Library				
1. Personnel Services	\$ 32,228 (2.5 FTE)	\$ 32,228 (2.5 FTE)		
2. Operating Expenses	432	432		
3. Capital Outlay	800	800		
	\$ 33,460	\$ 33,460		
d. For the Merizo Library				
1. Personnel Services	\$ 30,843 (2.5 FTE)	\$ 30,843 (2.5 FTE)		
2. Operating Expenses	432	432		
3. Capital Outlay	7,150	7,150		
	\$ 38,425	\$ 38,425		
(E) For Institutional Services				
1. Personnel Services	\$ 13,984 (1.0 FTE)	\$ 13,984 (1.0 FTE)		
2. Operating Expenses	144	144		
	\$ 14,128	\$ 14,128		
(F) For Mobile Library				
1. Personnel Services	\$ 35,953 (3.0 FTE)	\$ 35,953 (3.0 FTE)		
2. Operating Expenses	3,632	3,632		
	\$ 39,585	\$ 39,585		

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(G) For Technical Processing Services
and Collections of the Library
System

1. Personnel Services	\$ 81,789 (6.0 FTE)	\$ 81,789 (6.0 FTE)		
2. Operating Expenses	<u>39,546</u>	<u>39,546</u>		
	\$ 121,335	\$ 121,335		

(H) For Collections of the Library
System, funded in part by a
grant under the Technical Pro-
cessing Program under C.F.D.A.
No. 13.464

1. Operating Expenses	\$ 94,609	\$ 32,167	\$ 62,442
	\$ 94,609	\$ 32,167	\$ 62,442

PART XXII	GRAND TOTAL	\$ 799,416	\$ 722,706	\$ 76,710
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PART XXIII

GUAM VISITOR'S BUREAU

(A) For Guam Operations
1. Personnel Services 7/

1. Personnel Services 7/	\$ 257,165 (13.0 FTE)	\$ 257,165 (13.0 FTE)		
2. Operating Expenses	128,384	128,384		
3. Lease of Office Space	20,100	20,100		
4. Utilities				
a. Telephone	<u>7,000</u>	<u>7,000</u>		
	\$ 412,649	\$ 412,649		

(B) For Japan Operations and
Promotions 8/

	\$ 850,000	\$ 850,000		
	\$ 850,000	\$ 850,000		

(C) For North America Promotions

	\$ 60,000	\$ 60,000		
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(D) For South East Asia Promotions

	\$ 50,257	\$ 50,257		
	\$ 50,257	\$ 50,257		

(E) For General Promotions and
Services

	\$ 80,000	\$ 80,000		
	\$ 80,000	\$ 80,000		

PART XXIII	GRAND TOTAL	\$1,452,906	\$1,452,906	
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PART XXIV

JUDICIAL BRANCH

(A) For General Administration

1. Personnel Services	\$ 508,200 (27.0 FTE)	\$ 508,200 (27.0 FTE)		
2. Operating Expenses	34,314	34,314		

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3. Lease of Office Space	63,840	63,840		
4. Utilities				
a. Power	70,000	70,000		
b. Water/Sewer	6,000	6,000		
c. Telephone	14,800	14,800		
			\$ 697,154	\$ 697,154
(B) For Courts and Ministerial				
1. Personnel Services	\$1,255,266 (53.1 FTE)	\$1,255,266 (53.1 FTE)		
2. Operating Expenses	54,586	54,586		
3. Utilities				
a. Telephone	800	800		
4. Jury Fees and Expenses	250,000	250,000		
5. Court-Appointed Attorneys Fees	100,000	100,000		
			\$1,660,652	\$1,660,652
(C) Marshal's Office/Court Security				
1. Personnel Services	\$ 409,995 (23.4 FTE)	\$ 409,995 (23.4 FTE)		
2. Operating Expenses	4,547	4,547		
			\$ 414,542	\$ 414,542
(D) Probation Services				
1. Personnel Services	\$ 578,779 (32.0 FTE)	\$ 578,779 (32.0 FTE)		
2. Operating Expenses	5,587	5,587		
			\$ 584,366	\$ 584,366
(E) Judicial Council				
1. Personnel Services	\$ 32,686 (2.0 FTE)	\$ 32,686 (2.0 FTE)		
2. Operating Expenses	3,900	3,900		
3. For Stipend of Council Members, as per §121 of the Code of Civil Procedure	4,800	4,800		
			\$ 41,386	\$ 41,386
(F) Board of Law Examiners				
1. For Stipend of Board members, as required by §28015 of the Government Code	4,800	4,800		
			\$ 4,800	\$ 4,800
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PART XXIV	GRAND TOTAL	\$3,402,900	\$3,402,900	

PART XXV
DEPARTMENT OF LABOR

(A) Director's Office 16/				
1. Personnel Services	\$ 224,517 (10.0 FTE)	\$ 224,517 (10.0 FTE)		
2. Operating Expenses	11,469	11,469		
3. Lease of Office Space	35,000	35,000		

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4. Utilities			
a. Power	18,354	18,354	
b. Water/Sewer	1,056	1,056	
c. Telephone	15,570	15,570	
	\$ 305,966	\$ 305,966	
(B) Bureau of Labor Statistics			
1. Personnel Services	\$ 136,659 (9.4 FTE)	\$ 136,659 (9.4 FTE)	
2. Operating Expenses	200	200	
	\$ 136,859	\$ 136,859	
(C) To the Bureau of Labor Statistics for Conduct of Current Labor Force Survey	52,000	52,000	
	\$ 52,000	\$ 52,000	
(D) To the Bureau of Labor Statistics for Conduct of Survey, funded in part by a grant under C.F.D.A. No. 17.500			
1. Personnel Services	\$ 45,388 (2.6 FTE)	\$ 22,694 (1.3 FTE)	\$ 22,694 (1.3 FTE)
2. Operating Expenses	4,682	2,341	2,341
3. Lease of Office Space	2,016	1,008	1,008
4. Utilities			
a. Power	1,570	785	785
b. Water	28	14	14
c. Telephone	612	306	306
	\$ 54,296	\$ 27,148	\$ 27,148
(E) For the Senior Community Service Employment Program, funded in part by a grant under C.F.D.A. No. 17.235			
1. Personnel Services	\$ 113,330 (8.0 FTE)	\$ 29,987 (2.5 FTE)	\$ 83,343 (5.5 FTE)
2. Operating Expenses	3,493	3,436	57
3. Lease of Office Space	3,468	3,468	
4. Utilities			
a. Power	1,800	1,800	
b. Water/Sewer	44	44	
c. Telephone	1,560	1,560	
5. For Direct Payments to Enrollees of S.C.S.E.P.	472,600		472,600
	\$ 596,295	\$ 40,295 + in-kind	\$ 556,000
(F) For the Work Incentive Program, funded in total by a grant under C.F.D.A. No. 17.226			
1. Personnel Services	\$ 120,947 (7.0 FTE)		\$ 120,947 (7.0 FTE)
2. Operating Expenses	4,972		4,972
3. Lease of Office Space	4,380		4,380
4. Utilities			
a. Power	\$ 2,636		\$ 2,636
b. Water/Sewer	120		120
c. Telephone	1,000		1,000
5. For Employment and Training of WIN participants	122,883		122,883
	\$ 256,938		\$ 256,938

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(G) For the Guam Employment Service, funded in part by a grant under C.F.D.A. No. 17.207				
1. Personnel Services	\$ 254,760 (15.0 FTE)			\$ 254,760 (15.0 FTE)
2. Operating Expenses	26,800			26,800
3. Capital Outlay	708			708
4. Lease of Office Space	15,460			15,460
5. Utilities				
a. Power	8,280			8,280
b. Water/Sewer	420			420
c. Telephone	4,585			4,585
		\$ 311,013		\$ 311,013
(H) Occupational Safety and Health Administration				
1. Personnel Services	\$ 61,054 (4.0 FTE)	\$ 61,054 (4.0 FTE)		
	\$ 61,054	\$ 61,054		
(I) For Occupational Safety and Health Administration, funded in part by Section 7(c)(1) Joint Enforcement Agreement provided by U.S. P.L. 91-596				
1. Personnel Services	\$ 50,546 (3.0 FTE)	\$ 10,980 (1.0 FTE)		\$ 39,566 (2.0 FTE)
2. Operating Expenses	14,334	14,334		
3. Lease of Office Space	2,500	687		1,813
4. Utilities				
a. Power	1,590	1,590		
b. Water/Sewer	22	22		
c. Telephone	1,484	1,484		
	\$ 70,476	\$ 29,097		\$ 41,379
(J) Worker's Compensation				
1. Personnel Services	\$ 63,424 (4.0 FTE)	\$ 63,424 (4.0 FTE)		
2. Operating Expenses	2,808	2,808		
	\$ 66,232	\$ 66,232		
(K) For Claims Against the Worker's Compensation Fund				
	\$ 150,000	\$ 150,000		
	\$ 150,000	\$ 150,000		
(L) For Stipends of the Worker's Compensation Commission, as required by §37039(b) of the Government Code				
	\$ 3,600	\$ 3,600		
	\$ 3,600	\$ 3,600		
(M) For Wage and Hour Law Enforcement				
1. Personnel Services	\$ 179,910 (10.0 FTE)	\$ 179,910 (10.0 FTE)		
2. Operating Expenses	3,830	3,830		
	\$ 183,740	\$ 183,740		
PART XXV	GRAND TOTAL	\$2,248,469	\$1,055,991	\$1,192,478

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PART XXVI

DEPARTMENT OF LAND MANAGEMENT

(A) For the Director's Office 9/			
1. Personnel Services	\$ 113,342 (4.0 FTE)	\$ 113,342 (4.0 FTE)	
2. Operating Expenses	18,519	18,519	
3. Utilities			
a. Telephone	<u>6,080</u>	<u>6,080</u>	
	\$ 137,941	\$ 137,941	
(B) For Land Planning			
1. Personnel Services	\$ 183,891 (9.0 FTE)	\$ 183,891 (9.0 FTE)	
2. Operating Expenses	<u>1,396</u>	<u>1,396</u>	
	\$ 185,287	\$ 185,287	
(C) For Stipend of the Territorial Planning Commission, as required by §6911 of the Government Code			
	\$ 4,200	\$ 4,200	
	\$ 4,200	\$ 4,200	
(D) For Land Records			
1. Personnel Services	\$ 141,740 (9.0 FTE)	\$ 141,740 (9.0 FTE)	
2. Operating Expenses	<u>4,896</u>	<u>4,896</u>	
	\$ 146,636	\$ 146,636	
(E) For Land Administration			
1. Personnel Services	\$ 144,071 (8.0 FTE)	\$ 144,071 (8.0 FTE)	
2. Operating Expenses	<u>3,952</u>	<u>3,952</u>	
	\$ 148,023	\$ 148,023	
(F) For Land Survey			
1. Personnel Services	\$ 308,388 (19.0 FTE)	\$ 308,388 (19.0 FTE)	
2. Operating Expenses	<u>5,236</u>	<u>5,236</u>	
	\$ 313,624	\$ 313,624	
PART XXVI	GRAND TOTAL	\$ 935,711	\$ 935,711

PART XXVII

DEPARTMENT OF LAW

(A) Office of the Attorney General			
1. Personnel Services	\$ 174,361 (10.0 FTE)	\$ 174,361 (10.0 FTE)	
2. Operating Expenses	86,796	86,796	
3. Office Space Rental	122,000	122,000	
4. Utilities			
a. Telephone	<u>3,704</u>	<u>3,704</u>	
	\$ 386,897	\$ 386,897	

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(B) For Civil Torts and Assistance to Agencies 12/				
1. Personnel Services	\$ 179,400 (7.0 FTE)	\$ 164,072 (6.0 FTE)	\$ 15,328 (1.0 FTE)	
	\$ 179,400	\$ 164,072	\$ 15,328	
(C) For Criminal Prosecution				
1. Personnel Services	\$ 384,403 (19.0 FTE)	\$ 384,403 (19.0 FTE)		
	\$ 384,403	\$ 384,403		
(D) For Consumer Protection				
1. Personnel Services	\$ 164,466 (6.0 FTE)	\$ 164,466 (6.0 FTE)		
	\$ 164,466	\$ 164,466		
PART XXVII	GRAND TOTAL	\$1,115,166	\$1,099,838	\$ 15,328

PART XXVIII

OFFICE OF THE LIEUTENANT GOVERNOR

(A) Executive Direction 7/				
1. Personnel Services	\$ 167,405 (6.0 FTE)	\$ 167,405 (6.0 FTE)		
2. Operating Expenses	24,794	24,794		
3. Utilities				
a. Telephone	3,108	3,108		
	\$ 195,307	\$ 195,307		
(B) Guam Liaison Offices 6/, 7/				
1. Personnel Services	\$ 94,083 (4.0 FTE)	\$ 94,083 (4.0 FTE)		
2. Operating Expenses	9,670	9,670		
3. Lease of Office Space	5,272	5,272		
4. Utilities				
a. Telephone	3,076	3,076		
	\$ 112,101	\$ 112,101		
PART XXVIII	GRAND TOTAL	\$ 307,408	\$ 307,408	

PART XXIX

MENTAL HEALTH AND SUBSTANCE ABUSE AGENCY

(A) For Administration				
1. Personnel Services	\$ 125,716 (6.0 FTE)	\$ 125,716 (6.0 FTE)		
2. Operating Expenses	15,624	15,624		
3. Utilities				
a. Power	3,022	3,022		
b. Telephone	2,304	2,304		
	\$ 146,666	\$ 146,666		

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(B) For Treatment Programs, funded in part by a grant under C.F.D.A. No. 13.235				
1. Personnel Services	\$ 25,107 (1.0 FTE)	\$ 5,021 (0.2 FTE)	\$ 20,086 (0.8 FTE)	
2. Operating Expenses	<u>4,610</u>	<u>922</u>	<u>3,688</u>	
	\$ 29,717	\$ 5,943	\$ 23,774	
(C) For Planning				
1. Personnel Services	\$ 58,899 (3.0 FTE)	\$ 58,899 (3.0 FTE)		
2. Operating Expenses	<u>432</u>	<u>432</u>		
	\$ 59,331	\$ 59,331		
(D) For Training, Prevention and Public Awareness Local Support				
1. Personnel Services	\$ 42,415 (2.0 FTE)	\$ 42,415 (2.0 FTE)		
2. Operating Expenses	<u>288</u>	<u>288</u>	<u>288</u>	
	\$ 42,703	\$ 42,703		
(E) For State Prevention Program grant under C.F.D.A. No. 13.275				
1. Personnel Services	\$ 17,401 (1.0 FTE)		\$ 17,401 (1.0 FTE)	
	\$ 17,401		\$ 17,401	
(F) For Manpower Development Program grant under C.F.D.A. No. 13.280				
1. Personnel Services	\$ 16,429 (1.0 FTE)		\$ 16,429 (1.0 FTE)	
2. Operating Expenses	<u>13,571</u>		<u>13,571</u>	
	\$ 30,000		\$ 30,000	
(G) For State Training Support Program under C.F.D.A. No. 13.280				
1. Personnel Services	\$ 18,264 (1.0 FTE)		\$ 18,264 (1.0 FTE)	
2. Operating Expenses	<u>9,267</u>		<u>9,267</u>	
	\$ 27,531		\$ 27,531	
PART XXIX	GRAND TOTAL	\$ 353,349	\$ 254,643	\$ 98,706

PART XXX

DEPARTMENT OF MILITARY AFFAIRS

(A) For General Expenses	\$ 35,075	\$ 35,075		
	\$ 35,075	\$ 35,075		
PART XXX	GRAND TOTAL	\$ 35,075	\$ 35,075	

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PART XXXI

DEPARTMENT OF PARKS AND RECREATION

(A) (a) General Administration 2/					
1. Personnel Services	\$ 114,915		\$ 114,915		
	(5.0 FTE)		(5.0 FTE)		
2. Operating Expenses	18,127		18,127		
3. Utilities					
a. Power	147,000		147,000		
b. Water/Sewer	42,000		42,000		
c. Telephone	9,193		9,193		
		\$ 331,235	\$ 331,235		
(b) For Stipend of the Parks and Recreation Commission, as required by §26005 of the Government Code					
	\$ 4,200		\$ 4,200		
		\$ 4,200	\$ 4,200		
(B) For Parks Division					
(a) Administration and Planning					
1. Personnel Services	\$ 79,724		\$ 79,724		
	(4.0 FTE)		(4.0 FTE)		
2. Operating Expenses	3,576		3,576		
		\$ 83,300	\$ 83,300		
(b) Archaeology Laboratory					
1. Personnel Services	\$ 68,025		\$ 68,025		
	(4.0 FTE)		(4.0 FTE)		
2. Operating Expenses	5,000		5,000		
3. Capital Outlay	1,500		1,500		
		\$ 74,525	\$ 74,525		
(c) Grounds and Building Maintenance					
1. Personnel Services	\$ 666,710		\$ 666,710		
	(52.0 FTE)		(52.0 FTE)		
2. Operating Expenses	113,000		113,000		
3. Capital Outlay	4,150		4,150		
4. Lease of Office Space	36,300		36,300		
		\$ 820,160	\$ 820,160		
(d) Marina Management					
1. Personnel Services 7/	\$ 26,135		\$ 26,135		
	(2.0 FTE)		(2.0 FTE)		
2. Operating Expenses	288		288		
		\$ 26,423	\$ 26,423		
(C) For Recreation Division					
(a) Administration					
1. Personnel Services	\$ 53,336		\$ 53,336		
	(3.0 FTE)		(3.0 FTE)		
2. Operating Expenses	2,032		2,032		
		\$ 55,368	\$ 55,368		
(b) Organized Recreation Coordination					
1. Personnel Services	\$ 56,986		\$ 56,986		
	(4.0 FTE)		(4.0 FTE)		
2. Operating Expenses	9,000		9,000		
3. Capital Outlay	6,000		6,000		
		\$ 71,986	\$ 71,986		

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(c) Community Services Programs					
1. Personnel Services	\$ 15,043 (1.0 FTE)		\$ 15,043 (1.0 FTE)		
2. Operating Expenses	<u>144</u>		<u>144</u>		
		\$ 15,187	\$ 15,187		
(d) Youth Center Operations					
1. Personnel Services	\$ 225,119 (20.75 FTE)		\$ 225,119 (20.75 FTE)		
2. Operating Expenses	<u>12,225</u>		<u>12,225</u>		
		\$ 237,344	\$ 237,344		
(e) Pool and Beach Management 3/					
1. Personnel Services 7/	\$ 65,307 (3.6 FTE)		\$ 65,307 (3.6 FTE)		
2. Operating Expenses	<u>66,358</u>		<u>66,358</u>		
		\$ 131,665	\$ 131,665		
(f) Boxing and Wrestling Coordination 7/					
1. Personnel Services	\$ 25,477 (1.75 FTE)		\$ 25,477 (1.75 FTE)		
		\$ 25,477	\$ 25,477		
PART XXXI GRAND TOTAL		\$1,876,870	\$1,876,870		

PART XXXII

BUREAU OF PLANNING

(A) For Administration					
1. Personnel Expenses	\$ 131,182 (6.0 FTE)		\$ 131,182 (6.0 FTE)		
2. Operating Expenses	<u>11,917</u>		<u>11,917</u>		
3. Utilities					
a. Telephone	4,959		4,959		
4. Lease of Office Space	<u>39,356</u>		<u>39,356</u>		
		\$ 187,414	\$ 187,414		
(B) For Stipend of the Central Plan- ning Council, as required under §62012(d) of the Government Code of Guam					
1. Operating Expenses	\$ 4,200		\$ 4,200		
		\$ 4,200	\$ 4,200		
(C) For Development of Planning Information					
1. Personnel Expenses	\$ 53,648 (3.0 FTE)		\$ 53,648 (3.0 FTE)		
2. Operating Expenses	<u>7,442</u>		<u>7,442</u>		
		\$ 61,090	\$ 61,090		
(D) For Social Planning					
1. Personnel Expenses	\$ 92,748 (6.0 FTE)		\$ 92,748 (6.0 FTE)		
2. Operating Expenses	<u>2,435</u>		<u>2,435</u>		
		\$ 95,183	\$ 95,183		

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(E) For Comprehensive Planning Assistance, funded by a grant under C.F.D.A. No. 14.203 and local match as necessary				
	\$	26,200		\$ 26,200
			\$ 26,200	\$ 26,200
PART XXXII	GRAND TOTAL	\$ 374,087	\$ 347,887	\$ 26,200

PART XXXIII

PUBLIC DEFENDER SERVICE CORPORATION

(A) For Operations				
1. Personnel Services	\$	588,240	\$	588,240
		(30.0 FTE)		(30.0 FTE)
2. Operating Expenses		11,780		11,780
3. Utilities				
a. Telephone		6,000		6,000
4. Lease of Office Space		35,000		35,000
5. Board Stipend, as required by §6911 of the Government Code		800		800
			\$ 641,820	\$ 641,820
PART XXXIII	GRAND TOTAL	\$ 641,820	\$ 641,820	

PART XXXIV

DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES

(A) For General Administration				
(a) Office of the Director				
1. Personnel Services	\$	252,166	\$	252,166
		(13.0 FTE)		(13.0 FTE)
2. Operating Expenses		9,540		9,540
3. Capital Outlay		675		675
			\$ 262,381	\$ 262,381
(b) Facilities Maintenance				
1. Personnel Services	\$	299,891	\$	299,891
		(23.0 FTE)		(23.0 FTE)
2. Operating Expenses		67,004		67,004
3. Utilities				
a. Power		206,168		206,168
b. Water		22,000		22,000
c. Telephone		57,232		57,232
			\$ 652,295	\$ 652,295
(B) For Environmental Health				
1. Personnel Services	\$	859,388	\$	859,388
		(56.4 FTE)		(56.4 FTE)
2. Operating Expenses		105,112		105,112
3. Capital Outlay		6,170		6,170
			\$ 970,670	\$ 970,670

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(C) For Public Health				
(a) Office of the Chief Officer				
1. Personnel Services 7/	\$ 129,059 (4.0 FTE)	\$ 129,059 (4.0 FTE)		
2. Operating Expenses	1,076	1,076		
		\$ 130,135	\$ 130,135	
(b) Health Education and Nutrition Services				
1. Personnel Services	\$ 99,786 (6.0 FTE)	\$ 99,786 (6.0 FTE)		
2. Operating Expenses	3,314	3,314		
		\$ 103,100	\$ 103,100	
(c) Vital Statistics/Medical Records Branch				
1. Personnel Services	\$ 132,799 (9.0 FTE)	\$ 132,799 (9.0 FTE)		
2. Operating Expenses	9,396	9,396		
3. Capital Outlay	650	650		
		\$ 142,845	\$ 142,845	
(d) Crippled Children's Services, funded in part by a grant under C.F.D.A. No. 13.211				
1. Personnel Services 7/	\$ 98,902 (4.0 FTE)	\$ 49,451 (2.0 FTE)	\$ 49,451 (2.0 FTE)	
2. Operating Expenses	12,901	6,450	6,451	
		\$ 111,803	\$ 55,901	\$ 55,902
(e) Communicable and Chronic Disease Control				
1. Personnel Services 7/	\$ 173,493 (10.0 FTE)	\$ 173,493 (10.0 FTE)		
2. Operating Expenses	22,553	22,553		
		\$ 196,046	\$ 196,046	
(f) Emergency Medical Services				
1. Personnel Services	\$ 38,814 (2.0 FTE)	\$ 38,814 (2.0 FTE)		
2. Operating Expenses	1,288	1,288		
3. Utilities				
a. Telephone	2,000	2,000		
		\$ 42,102	\$ 42,102	
(g) Hearing and Speech Center				
1. Personnel Services	\$ 129,878 (7.0 FTE)	\$ 129,878 (7.0 FTE)		
2. Operating Expenses	5,133	5,133		
		\$ 135,011	\$ 135,011	
(h) Dental Programs				
(1) Preventive Care				
1. Personnel Services	\$ 530,403 (30.0 FTE)	\$ 530,403 (30.0 FTE)		
2. Operating Expenses	4,845	4,845		
		\$ 535,248	\$ 535,248	
(2) Maternal and Child Health, Part A programs funded in part by a grant under C.F.D.A. No. 13.232				
1. Operating Expenses	\$ 36,000	\$ 18,000	\$ 18,000	
	\$ 36,000	\$ 18,000	\$ 18,000	

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(i) Family Planning Program			
(1) Family Planning Education, funded in part by a grant under C.F.D.A. No. 13.217			
1. Personnel Services	\$ 105,393 (8.0 FTE)	\$ 10,539 (1.0 FTE)	\$ 94,854 (7.0 FTE)
2. Operating Expenses	<u>21,311</u>	<u>2,131</u>	<u>19,180</u>
	\$ 126,704	\$ 12,670	\$ 114,034
(2) Maternal and Child Health Care Services, funded in part by a grant under C.F.D.A. No. 12.232			
1. Personnel Services <u>7/</u>	\$ 54,919 (2.0 FTE)	\$ 27,459 (1.0 FTE)	\$ 27,460 (1.0 FTE)
2. Operating Expenses	52,011	26,006	26,005
3. Capital Outlay	<u>2,860</u>	<u>1,430</u>	<u>1,430</u>
	\$ 209,790	\$ 54,895	\$ 54,895
(j) Laboratory Services			
(1) General Services			
1. Personnel Services	\$ 177,502 (10.0 FTE)	\$ 177,502 (10.0 FTE)	
2. Operating Expenses	<u>1,028</u>	<u>1,028</u>	
	\$ 178,530	\$ 178,530	
(2) Services for Maternal and Child Health Care, funded in part by a grant under C.F.D.A. No. 13.232			
1. Personnel Services	\$ 38,697 (2.0 FTE)	\$ 19,348 (1.0 FTE)	\$ 19,349 (1.0 FTE)
2. Operating Expenses	<u>28,454</u>	<u>14,227</u>	<u>14,227</u>
	\$ 67,151	\$ 33,575	\$ 33,576
(k) Pharmacy Services			
(1) General Outpatient Services			
1. Personnel Services	\$ 53,143 (3.0 FTE)	\$ 53,143 (3.0 FTE)	
2. Operating Expenses	<u>20,600</u>	<u>20,600</u>	
	\$ 73,743	\$ 73,743	
(2) Pharmacy Support Services, for MCH and CCS, funded in part by a grant under C.F.D.A. Nos. 13.211 and 13.232			
1. Operating Expenses	\$ 23,234	\$ 11,617	\$ 11,617
	\$ 23,234	\$ 11,617	\$ 11,617
(l) Nursing Services			
(1) General Nursing Services			
1. Personnel Services	\$ 624,738 (38.0 FTE)	\$ 624,738 (38.0 FTE)	
2. Operating Expenses	<u>14,172</u>	<u>14,172</u>	
	\$ 638,910	\$ 638,910	
(2) Nursing Services Support, funded in part by a grant under C.F.D.A. Nos. 13.211 and 13.232			

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1. Personnel Services	\$ 63,501 (4.0 FTE)	\$ 31,750 (2.0 FTE)	\$ 31,751 (2.0 FTE)
2. Operating Expenses	30,001	15,001	15,000
	\$ 93,502	\$ 46,751	\$ 46,751
(3) Home Care Nursing Services			
1. Personnel Services	\$ 168,260 (10.0 FTE)	\$ 168,260 (10.0 FTE)	
2. Operating Expenses	16,090	16,090	
	\$ 184,350	\$ 184,350	
(4) Crippled Children's Ser- vices/Home Training Pro- gram			
1. Personnel Services	\$ 20,437 (1.0 FTE)	\$ 20,437 (1.0 FTE)	
2. Operating Expenses	864	864	
	\$ 21,301	\$ 21,301	
(D) For Social Services			
(a) State Office, including fund- ing from the various Federal programs			
1. Personnel Services	\$ 78,795 (4.0 FTE)	\$ 63,037 (3.0 FTE)	\$ 15,758 (1.0 FTE)
2. Operating Expenses	2,074	1,659	415
	\$ 80,869	\$ 64,696	\$ 16,173
(b) Investigation and Recovery Services, including funding from the various Federal programs			
1. Personnel Services	\$ 73,751 (5.0 FTE)	\$ 59,001 (4.0 FTE)	\$ 14,750 (1.0 FTE)
2. Operating Expenses	3,501	2,801	700
3. Capital Outlay	2,000	1,600	400
	\$ 79,252	\$ 63,402	\$ 15,850
(c) Records and Documents Control, including funding from the various Federal programs			
1. Personnel Services	\$ 26,683 (2.0 FTE)	\$ 21,346 (1.5 FTE)	\$ 5,337 (0.5 FTE)
2. Operating Expenses	3,500	2,800	700
3. Capital Outlay	1,000	800	200
	\$ 31,183	\$ 24,946	\$ 6,237
(d) Management Services, including funding from various Federal programs			
1. Personnel Services	\$ 269,355 (16.0 FTE)	\$ 215,484 (13.0 FTE)	\$ 53,871 (3.0 FTE)
2. Operating Expenses	14,095	11,276	2,819
	\$ 283,450	\$ 226,760	\$ 56,690
(e) Assistance Payment Services, funded in part by a grant under C.F.D.A. No. 13.761			
1. Personnel Services	\$ 332,998 (24.0 FTE)	\$ 332,998 (24.0 FTE)	
2. Operating Expenses	41,056	41,056	
3. Lease of Office Space	13,000	13,000	
4. Utilities			
a. Telephone	600	600	

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5. Direct Transfer Payments	<u>5,569,909</u>	<u>2,269,909</u>	<u>3,300,000</u>
	\$5,957,563	\$2,657,563	\$3,300,000
(f) For Medicaid Service, funded in part by match and a grant under C.F.D.A. No. 13.714			
1. Personnel Services	\$ 150,290 (10.0 FTE)	\$ 75,145 (5.0 FTE)	\$ 75,145 (5.0 FTE)
2. Operating Expenses	29,997	14,988	14,989
3. Medicaid Payments	<u>2,616,997</u>	<u>1,308,499</u>	<u>1,308,498</u>
	\$2,797,264	\$1,398,632	\$1,398,632
(g) For Food Stamps Administration, funded in part by match and a grant under C.F.D.A. No. 10.551			
1. Personnel Services	\$ 367,155 (27.0 FTE)	\$ 183,577 (13.5 FTE)	\$ 183,578 (13.5 FTE)
2. Operating Expenses	\$ 171,453	\$ 85,727	\$ 85,726
3. Lease of Office Space	12,960	6,480	6,480
4. Telephone	<u>1,000</u>	<u>500</u>	<u>500</u>
	\$ 552,568	\$ 276,284	\$ 276,284
(h) For Social Services Administration, including funding from various Federal programs			
1. Personnel Services	\$ 37,125 (2.0 FTE)	\$ 12,994 (1.0 FTE)	\$ 24,131 (1.0 FTE)
	\$ 37,125	\$ 12,994	\$ 24,131
(i) For WIN Administration, funded in part by a grant under C.F.D.A. No. 13.646			
1. Personnel Services	\$ 11,663 (1.0 FTE)	\$ 1,166 (0.1 FTE)	\$ 10,497 (0.9 FTE)
2. Operating Expenses	<u>8,457</u>	<u>846</u>	<u>7,611</u>
	\$ 20,120	\$ 2,012	\$ 18,108
(j) For Family Services (AFDC), funded in part by match and a grant under C.F.D.A. No. 13.462			
1. Personnel Services	\$ 81,512 (5.0 FTE)	\$ 32,605 (2.0 FTE)	\$ 48,907 (3.0 FTE)
2. Operating Expenses	60,885	24,354	36,531
3. Lease of Office Space	10,000	4,000	6,000
4. Utilities			
a. Telephone	1,000	400	600
5. Assistance Payments	<u>2,200</u>	<u>880</u>	<u>1,320</u>
	\$ 155,597	\$ 62,239	\$ 93,358
(k) For Adult Welfare Services, funded in part by match and a grant under C.F.D.A. No. 13.642			
1. Personnel Services	\$ 33,938 (2.0 FTE)	\$ 8,485 (0.8 FTE)	\$ 25,453 (1.2 FTE)
2. Operating Expenses	107,213	26,805	80,408
3. Utilities			
a. Telephone	90	23	67
4. Stipend Pay	<u>1,500</u>	<u>372</u>	<u>1,128</u>
	\$ 142,741	\$ 35,685	\$ 107,056
(l) For Child Welfare Services, funded in part by match and a grant under C.F.D.A. No. 13.645			

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1. Personnel Services	\$ 193,079 (11.0 FTE)	\$ 48,270 (3.0 FTE)	\$ 144,809 (8.0 FTE)
2. Operating Expenses	54,155	13,538	40,617
3. Capital Outlay	2,200	550	1,650
4. Lease of Office Space	15,000	3,750	11,250
5. Utilities			
a. Telephone	1,760	440	1,320
		\$ 266,194	\$ 66,548
			\$ 199,646
(m) For Child Support Enforcement Unit, funded in part by match and a grant under C.F.D.A. No. 13.724			
1. Personnel Services	\$ 166,908 (11.0 FTE)	\$ 41,727 (2.8 FTE)	\$ 125,181 (8.2 FTE)
2. Operating Expenses	27,440	6,860	20,580
3. Capital Outlay	1,500	375	1,125
		\$ 195,848	\$ 48,962
			\$ 146,886
(E) For Senior Citizens			
(a) Title III-A Administration, funded in part by match and a grant under C.F.D.A. No. 13.633			
1. Personnel Services	\$ 93,468 (4.0 FTE)	\$ 23,367 (1.0 FTE)	\$ 70,101 (3.0 FTE)
2. Operating Expenses	765	191	574
3. White House Conference on Aging	625	157	468
		\$ 94,858	\$ 23,715
			\$ 71,143
(b) For Social Services for the Elderly, Title III-B funded in part by match and a grant under C.F.D.A. No. 13.633			
1. Operating Expenses	\$ 850,000	\$ 127,500	\$ 722,500
		\$ 850,000	\$ 127,500
			\$ 722,500
(c) For Congregate Nutrition Services for the Elderly, Title III-C.1 funded in part by match and a grant under C.F.D.A. No. 13.635			
1. Operating Expenses	\$ 800,000	\$ 120,000	\$ 680,000
		\$ 800,000	\$ 120,000
			\$ 680,000
(d) For Home Delivery Nutrition Services, Title III-C.2, funded in part by a grant under C.F.D.A. No. 13.635			
1. Operating Expenses	\$ 200,000	\$ 30,000	\$ 170,000
		\$ 200,000	\$ 30,000
			\$ 170,000
(e) For Old-Age Services			
1. Personnel Services	\$ 155,259 (10.0 FTE)	\$ 155,259 (10.0 FTE)	
2. Operating Expenses	98,420	98,420	
3. Lease of Office Space	28,850	28,850	
4. Utilities			
a. Water/Sewer	317	317	
b. Telephone	3,072	3,072	
		\$ 285,918	\$ 285,918

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(F)	For Boards and Commissions					
(a)	For Compensation of the Commission on Licensure to Practice the Healing Arts on Guam, as required by §6911 of the Government Code	\$ 6,000		\$ 6,000		
			\$ 6,000	\$ 6,000		
(b)	For Compensation of the Board of Acupuncture, as required by §6911 of the Government Code	\$ 6,000		\$ 6,000		
			\$ 6,000	\$ 6,000		
(c)	For Compensation of the Emergency Medicaid Services Commission, as required by §6911 of the Government Code	\$ 16,800		\$ 16,800		
			\$ 16,800	\$ 16,800		
PART XXXIV		GRAND TOTAL	\$17,694,201	\$10,056,732		\$7,637,469

PART XXXV

DEPARTMENT OF PUBLIC SAFETY

(A)	Director's Office					
1.	Personnel Services	\$ 366,550		\$ 366,550		
		(18.0 FTE)		(18.0 FTE)		
2.	Operating Expenses	106,400		106,400		
3.	Lease of Office Space	247,836		247,836		
4.	Utilities					
	a. Power	204,000		204,000		
	b. Water/Sewer	15,600		15,600		
	c. Telephone	62,000		62,000		
			\$1,002,386	\$1,002,386		
(B)	Administrative Support					
1.	Personnel Services	\$ 169,191		\$ 169,191		
		(8.0 FTE)		(8.0 FTE)		
2.	Operating Expenses	17,122		17,122		
3.	Capital Outlay	16,292		16,292		
			\$ 202,605	\$ 202,605		
(C)	Police Support					
1.	Personnel Services	\$1,726,197		\$1,726,197		
		(102.0 FTE)		(102.0 FTE)		
2.	Operating Expenses	505,169		505,169		
3.	Capital Outlay	130,576		130,576		
			\$2,361,942	\$2,361,942		
(D)	Police Operations					
1.	Personnel Services	\$1,819,043		\$1,819,043		
		(99.0 FTE)		(99.0 FTE)		
2.	Operating Expenses	30,657		30,657		
			\$1,849,700	\$1,849,700		

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(E) Patrol Division			
1. Personnel Services	\$2,247,962 (130.5 FTE)	\$2,247,962 (130.5 FTE)	
	\$2,247,962	\$2,247,962	
(F) Fire Operations			
1. Personnel Services	\$2,881,296 (157.9 FTE)	\$2,881,296 (157.9 FTE)	
2. Operating Expenses	224,140	224,140	
3. Capital Outlay	163,925	163,925	
4. Utilities			
a. Power	24,000	24,000	
b. Water/Sewer	5,000	5,000	
c. Telephone	7,000	7,000	
	\$3,305,361	\$3,305,361	
PART XXXV	GRAND TOTAL	\$10,969,956	\$10,969,956

PART XXXVI

PUBLIC UTILITY AGENCY OF GUAM

(A) For General Administration			
(a) Office of the Chief Officer			
1. Personnel Services 7/	\$ 148,515 (8.0 FTE)	\$ 43,940 (2.4 FTE)	\$ 204,575* (5.6 FTE)
2. Operating Expenses	2,347	704	1,643*
3. Utilities			
a. Power	9,600	2,880	6,720*
b. Telephone	4,140	1,242	2,898*
4. Contribution to PUC	41,135		41,135*
	\$ 205,737	\$ 48,766	\$ 156,971
(b) For Laboratory Services			
1. Personnel Services	\$ 139,135 (9.0 FTE)	\$ 22,517 (1.8 FTE)	\$ 116,618* (7.2 FTE)
2. Operating Expenses	41,224	8,245	32,979*
3. Capital Outlay	8,710	1,742	60,968*
4. Utilities			
a. Power	15,300	3,060	12,240*
b. Telephone	384	77	307*
	\$ 204,753	\$ 35,641	\$ 169,112
(c) For Personnel Administration			
1. Personnel Services	\$ 27,250 (2.0 FTE)	\$ 5,450 (0.4 FTE)	\$ 21,800* (1.6 FTE)
2. Operating Expenses	488	98	390*
	\$ 27,738	\$ 5,548	\$ 22,190
(d) For the Office of the Controller			
1. Personnel Services	\$ 85,056 (4.0 FTE)	\$ 16,825 (0.8 FTE)	\$ 68,231* (3.2 FTE)
2. Operating Expenses	350	70	280*
3. Utilities			
a. Power	1,938	388	1,550*
b. Telephone	768	153	615*
	\$ 88,112	\$ 17,436	\$ 70,676
(e) For Procurement and Supply			
1. Personnel Services	\$ 111,396 (8.0 FTE)	\$ 20,567 (1.6 FTE)	\$ 90,829* (6.4 FTE)

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2. Operating Expenses	7,168	1,434	5,734*
3. Capital Outlay	750	150	600*
4. Utilities			
a. Power	7,344	1,469	5,875*
b. Telephone	1,536	307	1,229*
	\$ 128,194	\$ 23,927	\$ 104,267
(f) For General Accounting			
1. Personnel Services	\$ 153,491 (10.0 FTE)	\$ 29,333 (2.0 FTE)	\$ 124,158* (8.0 FTE)
2. Operating Expenses	2,860	572	2,288*
3. Capital Outlay	750	150	600*
4. Utilities			
a. Power	3,570	714	2,856*
b. Telephone	768	154	614*
	\$ 161,439	\$ 30,923	\$ 130,516
(g) For the Business Office			
1. Personnel Services	\$ 320,893 (25.0 FTE)	\$ 61,458 (5.0 FTE)	\$ 259,435* (20.0 FTE)
2. Operating Expenses	97,359	19,472	77,887*
3. Capital Outlay	9,000	1,800	7,200*
4. Utilities			
a. Power	6,144	1,228	4,916*
b. Telephone	3,000	600	2,400*
	\$ 436,396	\$ 84,558	\$ 351,838
(h) For Building and Equipment Maintenance			
1. Personnel Services	\$ 453,803 (30.0 FTE)	\$ 85,088 (6.0 FTE)	\$ 368,715* (24.0 FTE)
2. Operating Expenses	26,942	5,388	21,554*
3. Utilities			
a. Power	4,896	980	3,916*
b. Telephone	456	91	365*
	\$ 486,097	\$ 91,547	\$ 394,550
(i) For Data Processing Services			
1. Personnel Services	\$ 112,401 (8.0 FTE)	\$ 20,957 (1.6 FTE)	\$ 91,444* (6.4 FTE)
2. Operating Expenses	83,608	16,722	66,886*
3. Utilities			
a. Telephone	1,680	336	1,344*
	\$ 197,689	\$ 38,015	\$ 159,674
(B) Water Operations			
(a) For Administration			
1. Personnel Services	\$ 82,031 (4.0 FTE)	\$ 15,286 (0.8 FTE)	\$ 66,745* (3.2 FTE)
2. Operating Expenses	2,939	588	2,351*
3. Utilities			
a. Power	5,270	1,054	4,216*
b. Telephone	1,200	240	960*
	\$ 91,440	\$ 17,168	\$ 74,272
(b) For Source of Supply			
1. Personnel Services	\$ 587,925 (39.5 FTE)	\$ 106,457 (7.9 FTE)	\$ 481,468* (31.6 FTE)
2. Operating Expenses	908,500	181,700	726,800*
3. Utilities			
a. Power	2,116,408	467,749	1,648,659*
b. Telephone	1,512	302	1,210*
	\$3,614,345	\$ 756,208	\$2,858,137

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(c) For Meter Services				
1. Personnel Services	\$ 337,219 (25.0 FTE)	\$ 65,825 (5.0 FTE)	\$ 271,394* (20.0 FTE)	
2. Operating Expenses	59,148	11,830	47,318*	
3. Utilities				
a. Power	3,825	764	3,061*	
b. Telephone	600	120	480*	
	\$ 400,792	\$ 78,539	\$ 322,253	
(d) For Distribution System Maintenance				
1. Personnel Services	\$ 305,807 (19.3 FTE)	\$ 53,955 (3.9 FTE)	\$ 251,852* (15.4 FTE)	
2. Operating Expenses	776,993	155,399	621,594*	
3. Utilities				
a. Telephone	1,512	302	1,210*	
	\$1,084,312	\$ 209,656	\$ 874,656	
(e) For Distribution System Expansion (Construction)				
1. Personnel Services	\$ 205,504 (13.0 FTE)			\$ 205,504 (13.0 FTE)
2. Operating Expenses	38,772			38,772
	\$ 244,276			\$ 244,276
(C) Wastewater				
(a) For Administration				
1. Personnel Services	\$ 73,562 (5.0 FTE)	\$ 14,037 (1.0 FTE)	\$ 59,525* (4.0 FTE)	
2. Operating Expenses	2,110	422	1,688*	
3. Utilities				
a. Telephone	1,800	360	1,440*	
	\$ 77,472	\$ 14,819	\$ 62,653	
(b) For Northern Wastewater District Operations				
1. Personnel Services	\$ 334,691 (21.0 FTE)	\$ 61,504 (4.2 FTE)	\$ 273,187* (16.8 FTE)	
2. Operating Expenses	148,263	29,653	118,610*	
3. Capital Outlay	20,000	4,000	16,000*	
4. Utilities				
a. Power	74,006	14,801	59,205*	
b. Telephone	456	91	365*	
	\$ 577,416	\$ 110,049	\$ 467,367	
(c) For Central Wastewater District Operations				
1. Personnel Services	\$ 554,792 (33.0 FTE)	\$ 103,179 (6.6 FTE)	\$ 451,613* (26.4 FTE)	
2. Operating Expenses	284,006	56,801	227,205*	
3. Capital Outlay	8,300	1,660	6,640*	
4. Utilities				
a. Power	239,693	47,939	191,754*	
b. Telephone	996	199	797*	
	\$1,087,787	\$ 209,778	\$ 878,009	
(d) For Southern Wastewater District Operations				
1. Personnel Services	\$ 207,861 (13.25 FTE)	\$ 37,094 (2.65 FTE)	\$ 170,767* (10.6 FTE)	
2. Operating Expenses	83,860	16,772	67,088*	
3. Capital Outlay	12,000	2,400	9,600*	

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4. Utilities				
a. Power	153,680		30,736	122,944*
b. Telephone	<u>2,856</u>		<u>571</u>	<u>2,285*</u>
		\$ 460,257	\$ 87,573	\$ 372,684
(e) For Distribution System Maintenance				
1. Personnel Services	\$ 152,617 (10.25 FTE)		\$ 26,021 (2.05 FTE)	\$ 126,596* (8.2 FTE)
2. Operating Expenses	<u>58,820</u>		<u>11,764</u>	<u>47,056*</u>
		\$ 211,437	\$ 37,785	\$ 173,652
(D) Engineering Division				
(a) For Administration				
1. Personnel Services	\$ 97,492 (5.0 FTE)		\$ 19,056 (1.0 FTE)	\$ 78,436* (4.0 FTE)
2. Operating Expenses	<u>2,240</u>		<u>448</u>	<u>1,792*</u>
3. Utilities				
a. Power	425		85	340*
b. Telephone	<u>1,200</u>		<u>240</u>	<u>960*</u>
		\$ 101,357	\$ 19,829	\$ 81,528
(b) For CIP Management (Wastewater)				
1. Personnel Services	\$ 75,553 (3.0 FTE)			\$ 75,553 (3.0 FTE)
2. Operating Expenses	<u>5,404</u>			<u>5,404</u>
3. Utilities				
a. Power	1,700			1,700
b. Telephone	<u>456</u>			<u>456</u>
		\$ 83,113		\$ 83,113
(c) For CIP Management (Water)				
1. Personnel Services	\$ 90,193 (4.0 FTE)			\$ 90,193 (4.0 FTE)
2. Operating Expenses	<u>7,000</u>			<u>7,000</u>
3. Utilities				
a. Power	213			213
b. Telephone	<u>456</u>			<u>456</u>
		\$ 97,862		\$ 97,862
(d) For Operations Support				
1. Personnel Services	\$ 87,629 (5.0 FTE)		\$ 16,391 (1.0 FTE)	\$ 71,238* (4.0 FTE)
2. Operating Expenses	<u>2,700</u>		<u>540</u>	<u>2,160*</u>
		\$ 90,329	\$ 16,931	\$ 73,398
(e) Permits and Inspection				
1. Personnel Services	\$ 156,669 (9.0 FTE)		\$ 29,390 (1.8 FTE)	\$ 127,279* (7.2 FTE)
2. Operating Expenses	<u>6,260</u>		<u>1,252</u>	<u>5,008*</u>
3. Utilities				
a. Power	340		68	272*
b. Telephone	<u>600</u>		<u>120</u>	<u>480*</u>
		\$ 163,869	\$ 30,830	\$ 133,039
(f) Rights-of-Way				
1. Personnel Services	\$ 55,296 (3.0 FTE)		\$ 10,058 (0.6 FTE)	\$ 45,238* (2.4 FTE)
2. Operating Expenses	<u>2,722</u>		<u>544</u>	<u>2,178*</u>
3. Utilities				
a. Power	170		34	136*
b. Telephone	<u>600</u>		<u>120</u>	<u>480*</u>
		\$ 58,788	\$ 10,756	\$ 48,032

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(E) For the purchase of vehicles, heavy equipment and industrial equipment, for such expenses as are necessary for complete assump- tion of the drilling of new wells and maintenance of existing wells within the water system not later than October 1, 1983		\$ 200,000		\$ 200,000	
			\$ 200,000	\$ 200,000	
PART XXXVI	GRAND TOTAL	\$10,581,007	\$2,176,282	\$7,979,474	\$ 425,251

* Public Utility Agency of Guam Revenues,
Public Utility Agency of Guam Operating Funds

PART XXXVII

DEPARTMENT OF PUBLIC WORKS

(A) For the Director's Office 11/					
1. Personnel Services	\$ 372,315 (21.0 FTE)	\$ 372,315 (21.0 FTE)			
2. Operating Expenses	39,740	39,740			
3. Utilities					
a. Power	281,820	281,820			
b. Water/Sewer	36,428	36,428			
c. Telephone	31,740	31,740			
	\$ 762,043	\$ 762,043			
(B) For Personnel Administration					
1. Personnel Services	\$ 86,178 (5.0 FTE)	\$ 86,178 (5.0 FTE)			
2. Operating Expenses	4,730	4,730			
	\$ 90,908	\$ 90,908			
(C) For Supply Management					
1. Personnel Services	\$ 93,346 (7.0 FTE)	\$ 93,346 (7.0 FTE)			
2. Operating Expenses	22,716	22,716			
	\$ 116,062	\$ 116,062			
(D) For Architectural and Engineering Services 13/					
1. Personnel Services	\$ 116,743 (5.5 FTE)	\$ 116,743 (5.5 FTE)			
2. Operating Expenses	3,850	3,850			
	\$ 120,593	\$ 120,593			
(E) For Contracts Administration 13/					
1. Personnel Services	\$ 62,474 (2.5 FTE)	\$ 62,474 (2.5 FTE)			
2. Operating Expenses	11,920	11,920			
	\$ 74,394	\$ 74,394			
(F) For Construction Quality Control 13/					

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1. Personnel Services	\$ 168,012 (9.0 FTE)	\$ 168,012 (9.0 FTE)		
2. Operating Expenses	<u>8,954</u>	<u>8,954</u>		
		\$ 176,966	\$ 176,966	
(G) For Rights-of-Way				
1. Personnel Services	\$ 120,309 (7.0 FTE)	\$ 120,309 (7.0 FTE)		
2. Operating Expenses	<u>1,780</u>	<u>1,780</u>		
		\$ 122,089	\$ 122,089	
(H) For Program Scheduling and Maintenance Engineering				
1. Personnel Services	\$ 141,085 (7.0 FTE)	\$ 141,085 (7.0 FTE)		
2. Operating Expenses	<u>1,900</u>	<u>1,900</u>		
3. Capital Outlay	<u>1,400</u>	<u>1,400</u>		
		\$ 144,385	\$ 144,385	
(I) For Building Maintenance				
1. Personnel Services	\$ 682,106 (50.0 FTE)	\$ 682,106 (50.0 FTE)		
2. Operating Expenses	<u>159,000</u>	<u>159,000</u>		
3. Capital Outlay	<u>10,000</u>	<u>10,000</u>		
		\$ 851,106	\$ 851,106	
(J) For Building Permits				
1. Personnel Services	\$ 304,294 (18.0 FTE)	\$ 304,294 (18.0 FTE)		
2. Operating Expenses	<u>17,096</u>	<u>17,096</u>		
		\$ 321,390	\$ 321,390	
(K) For Solid Waste Management				
1. Personnel Services	\$ 921,777 (65.0 FTE)	\$ 921,777 (65.0 FTE)		
2. Operating Expenses	<u>187,600</u>	<u>187,600</u>		
3. Capital Outlay	<u>1,400</u>	<u>1,400</u>		
		\$1,110,777	\$1,110,777	
(L) For Transportation Maintenance				
1. Personnel Services	\$1,042,326 (78.0 FTE)	\$1,042,326 (78.0 FTE)		
2. Operating Expenses	<u>1,843,000</u>	<u>1,843,000</u>		
		\$2,885,326	\$2,885,326	
(M) For Bus Operations				
1. Personnel Services	\$3,934,826 (257.2 FTE)	\$3,934,826 (257.2 FTE)		
2. Operating Expenses	<u>173,139</u>	<u>173,139</u>		
		\$4,107,965	\$4,107,965	
(N) For Office of Highway Safety				
1. Personnel Services	\$ 155,144 (9.0 FTE)	\$ 155,144 (9.0 FTE)		
2. Operating Expenses	<u>24,583</u>	<u>24,583</u>		
3. Capital Outlay	<u>6,060</u>	<u>6,060</u>		

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4. Utilities				
a. Telephone	\$ 2,637			\$ 2,637
5. Lease of Office Space	<u>23,520</u>			<u>23,520</u>
		\$ 211,944		\$ 211,944
(O) For Architectural and Engineering Services 13/				
1. Personnel Services	\$ 153,083 (8.0 FTE)		\$ 153,083* (8.0 FTE)	
2. Operating Expenses	<u>7,840</u>		<u>7,840*</u>	
3. Capital Outlay	<u>5,000</u>		<u>5,000*</u>	
		\$ 165,923		\$ 165,923
(P) For Contracts Administration 13/				
1. Personnel Services	\$ 48,816 (2.5 FTE)		\$ 48,816* (2.5 FTE)	
2. Operating Expenses	<u>28,850</u>		<u>28,850*</u>	
		\$ 77,666		\$ 77,666
(Q) For Construction Quality Control 13/				
1. Personnel Services	\$ 124,833 (6.0 FTE)		\$ 124,833* (6.0 FTE)	
2. Operating Expenses	<u>10,840</u>		<u>10,840*</u>	
		\$ 135,673		\$ 135,673
(R) For Rights-of-Way				
1. Personnel Services	\$ 166,681 (9.0 FTE)		\$ 166,681* (9.0 FTE)	
2. Operating Expenses	<u>1,696</u>		<u>1,696*</u>	
		\$ 168,377		\$ 168,377
(S) For Traffic Engineering and Control				
1. Personnel Services	\$ 147,373 (7.0 FTE)		\$ 147,373* (7.0 FTE)	
2. Operating Expenses	<u>2,008</u>		<u>2,008*</u>	
		\$ 149,381		\$ 149,381
(T) For Research, Planning and Programming				
1. Personnel Services	\$ 128,326 (6.0 FTE)		\$ 128,326* (6.0 FTE)	
2. Operating Expenses	<u>25,970</u>		<u>25,970*</u>	
3. Capital Outlay	<u>300</u>		<u>300*</u>	
		\$ 154,596		\$ 154,596
(U) For Research, Planning and Programming (Federal Funds)				
1. Personnel Services	\$ 102,397 (7.0 FTE)		\$ 102,397 (7.0 FTE)	
2. Operating Expenses	<u>23,902</u>		<u>23,902</u>	
		\$ 126,299		\$ 126,299
(V) For Highway Maintenance				
1. Personnel Services	\$1,168,291 (83.0 FTE)		\$1,168,291* (83.0 FTE)	
2. Operating Expenses	<u>1,105,482</u>		<u>1,105,482*</u>	
3. Capital Outlay	<u>185,000</u>		<u>185,000*</u>	

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4. Utilities			
a. Power	441,580		441,580*
b. Water	1,758		1,758*
c. Telephone	7,376		7,376*
		\$2,909,487	\$2,909,487
(W) For Removal of Abandoned Vehicles and Lighting of Streets			
1. Operating Expenses	\$ 60,000		\$ 60,000**
2. Utilities			
a. Power	240,000		240,000**
		\$ 300,000	\$ 300,000
<hr/>			
PART XXXVII GRAND TOTAL		\$15,283,350	\$10,884,004 \$4,061,103 \$ 338,243

* Territorial Highway Fund

** Abandoned Vehicle and Streetlight Fund

PART XXXVIII

DEPARTMENT OF REVENUE AND TAXATION

(A) For Executive Direction			
1. Personnel Services	\$ 125,586 (5.0 FTE)	\$ 125,586 (5.0 FTE)	
2. Operating Expenses	52,402	52,402	
3. Capital Outlay	1,950	1,950	
4. Utilities			
a. Water/Sewer	1,500	1,500	
b. Telephone	24,036	24,036	
		\$ 205,474	\$ 205,474
(B) For Stipends			
1. ABC Board	\$ 6,000	\$ 6,000	
2. Cockpit License Board	3,600	3,600	
3. Board of Equalization	6,600	6,600	
4. Banking Board	6,000	6,000	
		\$ 22,200	\$ 22,200
(C) Real Estate, Insurance, Securities and Banking Branch			
1. Personnel Services	\$ 170,291 (9.0 FTE)	\$ 170,291 (9.0 FTE)	
2. Operating Expenses	5,338	5,338	
		\$ 175,629	\$ 175,629
(D) License and Registration Branch 14/			
1. Personnel Services	\$ 106,121 (7.0 FTE)	\$ 106,121 (7.0 FTE)	
2. Operating Expenses	67,500	67,500	
		\$ 173,621	\$ 173,621
(E) Business License Branch			
1. Personnel Services	\$ 125,889 (9.0 FTE)	\$ 125,889 (9.0 FTE)	
2. Operating Expenses	16,562	16,562	
		\$ 142,451	\$ 142,451

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(F) Vehicle Inspection Branch 15/					
1. Personnel Services	\$ 48,281		\$ 48,281		
	(4.0 FTE)		(4.0 FTE)		
2. Operating Expenses	6,946		6,946		
		\$ 55,227	\$ 55,227		
(G) Driver's Examining Branch					
1. Personnel Services	\$ 126,328		\$ 126,328		
	(10.0 FTE)		(10.0 FTE)		
2. Operating Expenses	5,594		5,594		
		\$ 131,922	\$ 131,922		
(H) ABC and Weights and Measures Branch					
1. Personnel Services	\$ 169,788		\$ 169,788		
	(10.0 FTE)		(10.0 FTE)		
2. Operating Expenses	4,112		4,112		
3. Capital Outlay	5,000		5,000		
		\$ 178,900	\$ 178,900		
(I) Office of the Deputy Commissioner					
1. Personnel Services	\$ 96,330		\$ 96,330		
	(4.0 FTE)		(4.0 FTE)		
2. Operating Expenses	720		720		
		\$ 97,050	\$ 97,050		
(J) Tax Audit Branch					
1. Personnel Services	\$ 589,319		\$ 589,319		
	(29.0 FTE)		(29.0 FTE)		
2. Operating Expenses	22,700		22,700		
3. Capital Outlay	1,390		1,390		
		\$ 613,409	\$ 613,409		
(K) Taxpayer Assistance and Processing Branch					
1. Personnel Services	\$ 453,339		\$ 453,339		
	(32.0 FTE)		(32.0 FTE)		
2. Operating Expenses	19,464		19,464		
3. Capital Outlay	3,000		3,000		
		\$ 475,803	\$ 475,803		
(L) Delinquent Accounts and Returns Branch					
1. Personnel Services	\$ 423,475		\$ 423,475		
	(27.0 FTE)		(27.0 FTE)		
2. Operating Expenses	41,390		41,390		
		\$ 464,865	\$ 464,865		
(M) Intelligence Division					
1. Personnel Services	\$ 136,654		\$ 136,654		
	(7.0 FTE)		(7.0 FTE)		
2. Operating Expenses	12,327		12,327		
3. Capital Outlay	1,000		1,000		
		\$ 149,981	\$ 149,981		

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(N) Real Property Tax Branch			
1. Personnel Services	\$ 233,027 (14.0 FTE)	\$ 233,027 (14.0 FTE)	
2. Operating Expenses	<u>14,000</u>	<u>14,000</u>	
	\$ 247,027	\$ 247,027	
<hr/>			
PART XXXVIII	GRAND TOTAL	\$3,133,559	\$3,133,559

PART XXXIX
UNIVERSITY OF GUAM

(A) Executive Direction and General Administration			
(a) For the Office of the President			
	232,709	232,709	
1. Personnel Services	\$ 265,174 (13.0 FTE)	\$ 265,174 (13.0 FTE)	
	67,176	67,176	
2. Operating Expenses	<u>76,507</u>	<u>76,507</u>	
3. Utilities			
a. Telephone	<u>1,017</u>	<u>1,017</u>	
	300,902	300,902	
	\$ 342,698	\$ 342,698	
(b) For Stipend of the Board of Regents, as required by §6911 of the Government Code			
	-0-	-0-	
	\$ 10,800	\$ 10,800	
	-0-	-0-	
	\$ 10,800	\$ 10,800	
(c) For the Athletic Department			
	24,002	24,002	
1. Personnel Services	\$ 27,281 (1.0 FTE)	\$ 27,281 (1.0 FTE)	
	127	127	
2. Operating Expenses	<u>144</u>	<u>144</u>	
	24,129	24,129	
	\$ 27,425	\$ 27,425	
(d) For Business Management			
	248,873	248,873	
1. Personnel Services	\$ 284,151 (19.0 FTE)	\$ 284,151 (19.0 FTE)	
	12,756	12,756	
2. Operating Expenses	<u>14,528</u>	<u>14,528</u>	
3. Utilities			
a. Telephone	<u>5,094</u>	<u>5,094</u>	
	266,723	266,723	
	\$ 303,773	\$ 303,773	
(e) For Campus Security			
	78,634	78,634	
1. Personnel Services	\$ 89,586 (7.0 FTE)	\$ 89,586 (7.0 FTE)	
	885	885	
2. Operating Expenses	<u>1,008</u>	<u>1,008</u>	
	79,519	79,519	
	\$ 90,594	\$ 90,594	

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(f) For Plant Management				
	464,199		464,199	
1. Personnel Services	\$ 614,085	\$ 614,085		
	(41.0 FTE)	(41.0 FTE)		
	79,227	37,099		
2. Operating Expenses	195,999	63,772	42,128*	
3. Capital Outlay	191,300		191,300*	
4. Utilities				
a. Power	528,000	1,428	526,572*	
b. Water	48,000		48,000*	
c. Telephone	42,000		42,000*	
		1,352,726	502,726	
		\$1,529,285	\$ 679,285	\$ 850,000
(g) For Personnel Administration				
	49,399		49,399	
1. Personnel Services	\$ 56,220	\$ 56,220		
	(4.0 FTE)	(4.0 FTE)		
	1,209	1,209		
2. Operating Expenses	1,376	1,376		
		50,608	50,608	
		\$ 57,596	\$ 57,596	
(B) Academic Affairs				
(a) For Administration				
	57,414		57,414	
1. Personnel Services	\$ 65,394	\$ 65,394		
	(3.0 FTE)	(3.0 FTE)		
	4,242	4,242		
2. Operating Expenses	4,832	4,832		
		61,656	61,656	
		\$ 70,226	\$ 70,226	
(b) For Admissions and Registration				
	140,925		140,925	
1. Personnel Services	\$ 160,509	\$ 160,509		
	(9.1 FTE)	(9.1 FTE)		
	24,162	24,162		
2. Operating Expenses	27,520	27,520		
		165,087	165,087	
		\$ 188,029	\$ 188,029	
(c) For College of Arts and Sciences				
	2,125,513		2,125,513	
1. Personnel Services	\$2,434,043	\$2,434,043		
	(95.0 FTE)	(95.0 FTE)		
	55,519	25,519		30,000
3. Capital Outlay	46,000			46,000
		2,227,032	2,151,032	
		\$2,535,562	\$2,459,562	76,000
(d) For School of Nursing				
	271,010		271,010	
1. Personnel Services	\$ 308,844	\$ 308,844		
	(15.0 FTE)	(15.0 FTE)		
	20,016	20,016		
2. Operating Expenses	22,810	22,810		
	1,755	1,755		
3. Capital Outlay	2,000	2,000		
		292,781	292,781	
		\$ 333,654	\$ 333,654	

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(e) For College of Education					
1. Personnel Services	589,814 \$ 671,982 (33.0 FTE)	589,814 \$ 671,982 (33.0 FTE)			
2. Operating Expenses	25,379 <u>28,914</u>	25,379 <u>28,914</u>			
	615,193 \$ 700,896	615,193 \$ 700,896			
(f) For College of Business					
1. Personnel Services	503,652 \$ 572,728 (23.0 FTE)	503,652 \$ 572,728 (23.0 FTE)			
2. Operating Expenses	25,100 <u>28,542</u>	25,100 <u>28,542</u>			
	528,752 \$ 601,270	528,752 \$ 601,270			
(g) For College of Agriculture and Life Sciences					
1. Personnel Services	1,377,104 \$ 1,582,790 (75.5 FTE)	111,408 \$ 317,094 (26.0 FTE)	\$ 250,000**	\$ 1,015,696	(12.5 FTE) (37.0 FTE)
2. Operating Expenses	150,146 170,979	5,430 26,263		144,716**	
3. Capital Outlay	<u>105,284</u>			<u>105,284**</u>	
	1,632,534 \$ 1,859,053	116,838 \$ 343,357	\$ 500,000	\$ 1,015,696	
(h) For Graduate School and Research					
1. Personnel Services	62,500 \$ 71,241 (3.0 FTE)	62,500 \$ 71,241 (3.0 FTE)			
2. Operating Expenses	9,152 <u>10,432</u>	9,152 <u>10,432</u>			
	71,652 \$ 81,673	71,652 \$ 81,673			
(i) For Marine Laboratory					
1. Personnel Services	306,310 \$ 348,705 (13.0 FTE)	306,310 \$ 348,705 (13.0 FTE)			
2. Operating Expenses	11,770 13,399	11,770 13,399			
3. Capital Outlay	8,678 <u>9,879</u>	8,678 <u>9,879</u>			
	326,758 \$ 371,983	326,758 \$ 371,983			
(j) For R.F.K. Library					
1. Personnel Services	316,321 \$ 360,191 (21.0 FTE)	316,321 \$ 360,191 (21.0 FTE)			
2. Operating Expenses	60,596 69,000	10,596 19,000		50,000***	
3. Capital Outlay	15,720 <u>17,900</u>	15,720 <u>17,900</u>			
	392,637 \$ 447,091	342,637 \$ 397,091	\$ 50,000		
(k) For Water and Energy Research Institute 19/					
1. Personnel Services	179,119 \$ 203,992 (10.0 FTE)	69,119 \$ 93,992 (5.0 FTE)		\$ 110,000	(5.0 FTE)

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2. Operating Expenses	<u>16,481</u> <u>18,769</u>		<u>16,481</u> <u>18,769</u>		
		195,600	85,600		
		\$ 222,761	\$ 112,761		\$ 110,000
(l) For the Micronesian Area Research Center					
1. Personnel Services	270,229 \$ 307,585 (12.0 FTE)		270,229 \$ 307,585 (12.0 FTE)		
2. Operating Expenses	<u>25,439</u> <u>28,956</u>		<u>25,439</u> <u>28,956</u>		
		295,668	295,668		
		\$ 336,541	\$ 336,541		
(m) For Student Personnel					
1. Personnel Services	297,936 \$ 339,208 (16.0 FTE)		105,027 \$ 146,299 (7.0 FTE)		\$ 192,909 (9.0 FTE)
2. Operating Expenses	<u>12,349</u> <u>14,960</u>		<u>12,349</u> <u>14,960</u>		
		310,285	117,376		
		\$ 353,268	\$ 160,359		\$ 192,909
(n) For Data Processing					
1. Personnel Services	177,994 \$ 202,707 (9.0 FTE)		177,994 \$ 202,707 (9.0 FTE)		
2. Operating Expenses	<u>142,988</u> <u>162,840</u>		<u>142,988</u> <u>162,840</u>		
		320,982	320,982		
		\$ 365,547	\$ 365,547		
PART XXXIX GRAND TOTAL		9,511,224 <u>\$10,829,725</u>	6,716,619 <u>\$8,035,120</u>	\$1,400,000	\$1,394,605

* Tuition and Fees
** Interest from Endowment Fund
*** Auxiliary Fees, Fines

PART XL

VETERAN'S AFFAIRS OFFICE

(A) General Operations					
1. Personnel Services	\$ 72,730 (4.0 FTE)		\$ 72,730 (4.0 FTE)		
2. Operating Expenses	7,828		7,828		
3. Lease of Office Space	9,000		9,000		
4. Utilities					
a. Telephone	<u>800</u>		<u>800</u>		
		\$ 90,358	\$ 90,358		
PART XL GRAND TOTAL		\$ 90,358	\$ 90,358		

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PART XLI

DEPARTMENT OF VOCATIONAL REHABILITATION

(A) For Rehabilitation Service Administration, funded in part by a grant under C.F.D.A. No. 13.264 4/				
1. Personnel Services	\$ 650,856 (38.0 FTE)	\$ 130,171 (7.6 FTE)	\$ 520,685 (30.4 FTE)	
2. Operating Expenses	258,244	51,649	206,595	
3. Lease of Office Space	68,682	13,736	54,946	
4. Utilities				
a. Power	28,933	5,787	23,146	
b. Water/Sewer	2,800	560	2,240	
c. Telephone	17,700	3,540	14,160	
5. For Stipend of the Vocational Rehabilitation Board, as required by §6911 of the Government Code	3,000	600	2,400	
	\$1,030,215	\$ 206,043	\$ 824,172	
(B) For the Guam Rehabilitation and Workshop Center				
1. Personnel Services	\$ 161,697 (10.0 FTE)	\$ 161,697 (10.0 FTE)		
2. Operating Expenses	88,025	88,025		
	\$ 249,722	\$ 249,722		
(C) For Developmental and Disabilities Services, funded by match and a grant under C.F.D.A. No. 13.630				
1. Personnel Services	\$ 108,601 (7.0 FTE)	\$ 10,860 (0.7 FTE)	\$ 97,741 (6.3 FTE)	
2. Operating Expenses	35,193	3,519	31,674	
3. Lease of Office Space	3,600	360	3,240	
4. Utilities				
a. Water	200	20	180	
b. Telephone	400	40	360	
	\$ 147,994	\$ 14,799	\$ 133,195	
(D) For In-Service Training for Rehabilitation Personnel, funded by match and a grant under C.F.D.A. No. 13.629				
	\$ 10,930	\$ 1,093	\$ 9,837	
	\$ 10,930	\$ 1,093	\$ 9,837	
(E) For Rehabilitation Service Independent Living, funded by match and in part by a grant under C.F.D.A. No. 84.132				
1. Operating Expenses	\$ 250,724	\$ 22,172	\$ 228,552	
	\$ 250,724	\$ 22,172	\$ 228,552	
PART XLI	GRAND TOTAL	\$1,689,585	\$ 558,829	\$1,195,756

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PART XLII

DEPARTMENT OF YOUTH AFFAIRS

(A) Administration					
1. Personnel Services	\$ 234,872 (13.0 FTE)	\$ 234,872 (13.0 FTE)			
2. Operating Expenses	9,656	9,656			
3. Lease of Office Space	33,980	33,980			
4. Utilities					
a. Power	22,000	22,000			
b. Water	8,500	8,500			
c. Telephone	8,000	8,000			
	<u>\$ 317,008</u>	<u>\$ 317,008</u>			
(B) Youth Development					
1. Personnel Services	\$ 283,908 (16.0 FTE)	\$ 283,908 (16.0 FTE)			
2. Operating Expenses	17,320	17,320			
	<u>\$ 301,228</u>	<u>\$ 301,228</u>			
(C) Special Services					
1. Personnel Services	\$ 632,069 (37.4 FTE)	\$ 632,069 (37.4 FTE)			
2. Operating Expenses	35,000	35,000			
	<u>\$ 667,069</u>	<u>\$ 667,069</u>			
(D) Youth Conservation Corps, funded in part by a grant under C.F.D.A. No. 10.661	\$ 90,000	\$ 18,000(M)		\$ 72,000	
	<u>\$ 90,000</u>	<u>\$ 18,000</u>		<u>\$ 72,000</u>	
(E) For Stipend of the Guam Council on Youth Affairs, as required by §26504 of the Government Code	\$ 6,600	\$ 6,600			
	<u>\$ 6,600</u>	<u>\$ 6,600</u>			
(F) Youth Month	\$ 10,000	\$ 5,000(M)	\$ 5,000*		
	<u>\$ 10,000</u>	<u>\$ 5,000</u>	<u>\$ 5,000</u>		
(G) Presidential Classroom	\$ -0-	\$ -0-			
	<u>\$ -0-</u>	<u>\$ -0-</u>			
(H) Summer Youth Employment Program	\$ -0-	\$ -0-			
	<u>\$ -0-</u>	<u>\$ -0-</u>			
PART XLII GRAND TOTAL	\$1,391,905	\$1,314,905	\$ 5,000	\$ 72,000	

* Contribution from student governments

PART XLIII

GOVERNMENT OF GUAM RETIREMENT FUND

(A) For Annuities, pursuant to Section 11(a) and (b) of P.L. 14-87	\$1,920,000	\$1,920,000
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(B) For Annuities, pursuant to Section 4 of P.L. 15-135	<u>\$1,120,000</u>	<u>\$1,120,000</u>	
	\$3,040,000	\$3,040,000	
<hr/>			
PART XLIII GRAND TOTAL	\$3,040,000	\$3,040,000	

FOOTNOTES TO SECTION 3

- 1/ The Director of Commerce, with the consent and the approval of the Governor, shall submit a plan of reorganization of the divisions of the Department of Commerce to other existing agencies within the government of Guam not later than December 1, 1981.
- 2/ The Director of Parks and Recreation shall within thirty (30) days after the effective date of this Act, report in writing to the Speaker of the Guam Legislature on the possibility of contracting for the maintenance of some or all of the parks and recreational areas in the Territory. He shall, in his report, identify the cost of maintaining each park and recreation area and determine to the most reasonable extent possible, the cost of contracting for their maintenance.
- 3/ It is the legislative intent that all lifeguard positions under this division be eliminated effective January 1, 1982, and that the Director of Parks and Recreation contract for this service for the period January 1, 1982 through September 30, 1982.
- 4/ The Director of the Department of Vocational Rehabilitation shall submit to the Legislature within ninety (90) days after the effective date of this Act a plan to relocate all offices of the department into the complex in which the Guam Rehabilitation Workshop Center is situated. The plan shall assume a movement date of not later than October 1, 1982.
- 5/ It is the expressed intention of the Legislature that funds appropriated herein for commodities shall be procured directly from local growers to the greatest extent possible.
- 6/ It is the legislative intent that the Lieutenant Governor reexamine the need for a San Francisco Liaison Office, and consider the alternative of establishing an office in Washington, D.C. The Lieutenant Governor shall report to the Legislature within ninety (90) days his assessment of the San Francisco Office and alternatives available.
- 7/ There is authorized to be expended such sums as are necessary for the filling of unclassified positions which are identified in Appendix B of the Ways and Means Committee Report for Substitute Bill No. 371.
- 8/ The Guam Visitors Bureau shall report to the Legislature within thirty (30) days on the factors leading to the change in major advertising contracts in Japan, and shall disclose any GVB member's interest in firms bidding competitively on the contract.
- 9/ The Director of the Department of Land Management shall fill the Chief of Cadastre and the Land Administrator positions no later than November 30, 1981.
- 10/ The Governor shall submit to the Legislature within ninety (90) days a reorganization plan to consolidate survey responsibilities within a single agency for the government of Guam.
- 11/ The Director of the Department of Public Works shall report within sixty (60) days to the Legislature and the Governor on his department's activities in fulfilling the District Improvement Law.
- 12/ A portion of the sum appropriated Twenty Thousand Four Hundred Thirty-Seven Dollars (\$20,437) under Section B, Part XXVII of this Act is identified for legal services for the Department of Public Health and Social Services, Child Support Enforcement Office.
- 13/ The Director of the Department of Public Works shall charge personnel costs to capital improvement projects for personnel services rendered to these projects.

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- 14/ The Director of the Department of Revenue and Taxation shall report within ninety (90) days after the effective date of this Act on the feasibility of manufacturing license plates on Guam and the productivity and cost-savings which would result from changing the requirement from two license plates to one license plate per vehicle.
- 15/ The Director of the Department of Revenue and Taxation shall report to the Legislature within ninety (90) days after the effective date of this Act on the timetable for closure of the Government's vehicle inspection station.
- 16/ The Director of the Department of Labor shall report to the Legislature within sixty (60) days after the effective date of this Act on the department's legal authority and basis of its responsibility to inspect labor, the actual need for such inspections and the positive effects of such inspections.
- 17/ The Director of the Department of Administration shall report to the Legislature within thirty (30) days after the effective date of this Act on plans to phase out housing management within the department and alternatives available for the transfer of its responsibilities to other agencies within the government of Guam.
- 18/ The Governor shall report to the Speaker of the Guam Legislature within thirty (30) days after the effective date of this Act on the degree of compliance with Section 1 of P.L. 15-136. This report shall include the Attorney General's opinion with regard to the consistency of Executive Order No. 80-010 with P.L. 15-136.
- 19/ Five (5) positions funded from the General Fund previously under the Guam Energy Office are now funded and under the direct supervision of the Water and Energy Research Institute (WERI) of the University of Guam.
- 20/ Three Million Seven Hundred Fifty Thousand Dollars (\$3,750,000) shall be transferred to the Legislative Operations Fund to be allocated by the Committee on Rules for operation of the Sixteenth Guam Legislature of which at least thirty-three percent (33%) shall be allocated for the Minority.

Section 4. Section 21950 of the Government Code is amended to read:

"§21950. Schedules and Fares.

The Board of Directors, after public hearing thereon, may establish schedules and fares to control the operation of the Authority and such schedules and fares may be altered or modified only after public hearing on any proposed changes, said hearing to comply with the provisions of the Administrative Adjudication Act and other legal requirements of the Territory. All proceeds from such fares shall be deposited into the General Fund."

Section 5. ~~Fifty Thousand Dollars (\$50,000)~~ [ZERO (\$-0-)] is appropriated from the General Fund to the Department of Agriculture for the purpose of providing marketing assistance to fishermen.

Section 6. Section 47124 of the Government Code is amended to read:

"§47124. The Collector may cause an examination to be made of the baggage of any person arriving in Guam from a point outside the United States of America, including the Commonwealth of the Northern Mariana Islands, in order to ascertain what articles are contained therein and whether prohibited, notwithstanding a declaration and entry therefor has been made."

Section 7. Subsection 11848.2(6) of the Government Code is amended to read:

"(6) levy fees for teacher's certificate and renewals in accordance with the regulations of the Joint Board."

Section 8. Section 28 of P.L. 15-147 is amended to read:

"Section 28. Section 21 of this Act shall take effect on January 6, 1981 and Section 22 of this Act shall take effect on January 12, 1981. Sections 23 and 26 of this Act shall take effect on December 31, 1980. No person who shall have certified pay or received pay prior to October 31, 1981, at the levels provided for by Sections 23 and 26 of this Act shall be subject to any liability. Any person who might have been entitled to receive pay at the

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levels provided for in Sections 23 and 26 of this Act prior to October 1, 1981, and failed to do so by October 31, 1981 is deemed to have waived any claim for such pay for the period prior to October 1, 1981."

Section 9. The sum of ~~One Hundred Four Thousand Two Hundred Fourteen Dollars (\$104,214)~~ [ZERO (\$-0-)] is appropriated from the General Fund to cover the expenses arising from the amendment of §4106(B)(2) of the Government Code during the period December 31, 1980 through September 30, 1981.

Section 10. Section 6804 of the Government Code is amended to read:

"§6804. Exceptions.

The provisions of this Act shall not apply to the accounting operations of the Guam Power Authority, the Guam Telephone Authority, the Guam Airport Authority, the Guam Housing and Urban Renewal Authority, the Guam Housing Corporation, the Guam Economic Development Authority, the Judicial Branch, the Legislative Branch, the Guam Community College, the University of Guam and the Guam Mass Transit Authority."

Section 11. Section 6804 of the Government Code, as amended in Section 10 of this Act, shall take effect October 1, 1982. The Director of the Department of Administration shall report to the Legislature, not later than January 1, 1982, on the progress towards assuming the responsibility created by the amendment to §6804 of the Government Code. The Director of the Department of Administration is authorized to request such sums for appropriation in fiscal year 1983 as may be necessary to assume this responsibility.

Section 12. Subsection (b) of §9115 of the Government Code is repealed and reenacted to read:

"(b) has not attained the age of eighteen (18) years, or if enrolled as a high school student, has not attained the age of nineteen (19) years;"

Section 13. A new §24201.1 is added to the Government Code to read:

"§24201.1. Emergency Regulations and Orders of Repeal.

(a) The provisions of this Chapter shall not apply to an emergency regulation adopted pursuant to Subsection (b) of this Section.

(b) If an agency or government entity finds that the adoption of a regulation or repeal of a regulation is necessary to comply with Federal law, the regulation or repeal may be adopted as an emergency regulation or repeal. Any finding of an emergency shall include a description of the specific facts showing the need for immediate action. The statement and the regulation or repeal shall be filed immediately with the Legislative Secretary.

(c) The emergency regulation or order of a repeal shall become effective upon filing or upon any later date specified by the entity in a written instrument filed with, or as a part of the regulation.

(d) No regulation adopted as an emergency regulation shall remain in effect more than one hundred eighty (180) days.

(e) In the event that an emergency regulation was filed as an amendment to an existing regulation, upon failure of the adopting agency to adopt in accordance with the provisions of this Act amendments to the permanent regulation, the regulation as it existed prior to such emergency amendment shall thereupon become effective and after notice to the adopting agency by the Legislative Secretary shall be retained in the place of such emergency amendment. In the event a regulation was originally adopted and filed as an emergency one and the adopting agency fails to comply with the provisions of this Chapter in adopting the regulation as a permanent one, such failure shall constitute a repeal thereof upon the expiration of one hundred eighty (180) days, and after notice to the adopting agency by the Legislative Secretary, shall be deleted.

(f) A regulation adopted as an emergency regulation, or, an emergency regulation substantially equivalent thereto, shall not be readopted as an emergency regulation."

SIXTEENTH GUAM LEGISLATURE
Public Law 16-44

Section 14. Section 26012 is added to the Government Code to read:

"§26012. Parks and Recreation Revolving Fund: Establishment.

There is established separate and apart from any other government funds, a 'Parks Fund.' Money in the Fund shall be appropriated by the Legislature for the development, improvement or maintenance of the Guam Territorial Park System or recreational facilities. The Director of the Department of Administration shall be custodian of the Fund and may invest any of the monies in such bank deposits, bonds or securities authorized by Chapter III of Title V of this Code. The Department of Administration's certifying officer shall be the certifying officer for the Fund."

Section 15. The Department of Public Health and Social Services shall, within six (6) months after the enactment of this Act, adopt regulations setting forth the maximum rates for reimbursement of medical services paid for through local funds under the medicaid program. Such maximum rate for services shall permit fair and reasonable reimbursement for medical services and prescription drugs.

Section 16. The Department of Public Health and Social Services shall expend funds available from the medicaid program by first reimbursing Guam Memorial Hospital Authority for all services rendered to recipients under the medicaid program and second, reimbursing physicians providing care on a pro rata basis of funds available for the period and total services rendered. Whenever possible, the Department of Public Health and Social Services shall provide direct medical care for recipients of medicaid through the public health programs.

Section 17. Section 13 of P.L. 15-115 is amended to read:

"Section 13. The sum of Two Hundred Thousand Dollars (\$200,000) is appropriated from the General Fund to the Legislative Operations Fund for the use of the Committee on Ways and Means to conduct a thorough study of the territorial tax system and for other purposes, to include but not be limited, to the analysis and monitoring of the implementation of any tax measures. The study, analysis and monitoring of the implementation of any tax measures shall be conducted under the auspices and supervision of the Ways and Means Committee. A detailed analysis of the study shall be submitted by the Committee on Ways and Means to the Legislature within fifteen (15) days after completion of the study but no later than December 31, 1982."

Section 18. On July 1, 1982, all salaried personnel (including elected officials and judges) within the Government shall have their working hours reduced by twelve and one-half percent (12.5%) per person for each week for the fourth quarter of the fiscal year and be compensated accordingly.

Section 19. Section 11319 of the Government Code is repealed and reenacted to read:

"§11319. The Director of the Department of Education shall provide for the payment of teachers throughout twelve (12) months in twenty-six (26) biweekly payments beginning for school year 1982-1983."

Section 20. Section 11110.1 is added to the Government Code to read:

"§11110.1. School Lunch Program.

Pursuant to its authority and powers established by §§11101(a) and 11108 of the Government Code, the Board shall review the existing school lunch program and, consistent with Federal law relating to the eligibility of the Territory to participate in the school lunch program, establish a schedule of fees to be charged pupils, employees and any others who may be eligible to take meals in the school lunch program."

Section 21. No person who is a member of any board or commission within the Government shall be compensated for service on such board or commission.

Section 22. Section 21 of this Act shall be effective October 1, 1981.

SIXTEENTH GUAM LEGISLATURE
Public Law 16-45

Bill No. 237S
Enacted: October 23, 1981
Governor's Action: Approved
Riders: None

Introduced by: E.T. Charfauros
P.F. Perez, Jr.
A.C. Lamorena III
F.R. Santos

AN ACT TO AMEND THE INTEGRATED BAR ACT FOR
THE PURPOSE OF INCLUDING ATTORNEYS WITH THE
GUAM LEGAL SERVICES CORPORATION WITHIN THE
CATEGORY OF GOVERNMENT ATTORNEYS.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Section 28019.1 of the Government Code is amended to read:

"§28019.1. Special Provisions for Government Attorneys.

Upon recommendation of the Attorney General (or as to such Attorney General upon recommendation of the Board of Bar Examiners), any person employed by the Office of Attorney General, the Public Defender Service Corporation, the Guam Legal Services Corporation and the Department of Education or the Office of the United States Attorney for the District of Guam may, in the discretion of the Board of Bar Examiner, upon application and hearing as hereinafter specified, be temporarily admitted to practice in this Territory without a written examination if the applicant meets the qualifications fixed by Subsections (b) through (f) of §28019 of this Code and, in addition, meets the following requirements:

(a) Be admitted to practice in the highest court of a state or territory of the United States upon written examination under standards of admission which were substantially equivalent to the standards for admission in Guam; and

(b) Upon investigation and hearing by the Board of Bar Examiners, must satisfy the Board that the applicant is professionally, morally and ethically qualified for admission to the Bar of Guam and admission of such applicant would be in the best interest of the citizens and Bar of Guam. In every such case, the burden shall be upon the applicant to establish his qualification for admission on motion. A license issued pursuant to this Section, shall terminate: upon the termination by the licensee of his position with the Attorney General, the Public Defender Service Corporation, the Guam Legal Services Corporation, the Department of Education or the Office of the United States Attorney, as the case may be. While licensed under the provisions of this Section, an attorney shall be classified as an active member of the Bar of Guam with all responsibilities and privileges thereof."

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EXECUTIVE ORDER NO. 81-09

AUTHORIZING THE IMPLEMENTATION OF FOOD STAMP
PROVISIONS OF THE OMNIBUS RECONCILIATION ACT OF 1981

WHEREAS, as a part of an effort to curb the growth in Federal expenditures in Fiscal Year 1982, the United States Congress has enacted numerous changes in the Food Stamp Act as part of the Omnibus Reconciliation Act of 1981 (U.S. Public Law 97-35, enacted August 13, 1981); and

WHEREAS, the U.S. Department of Agriculture has promulgated these rules effective September 4, 1981, and has mandated States to implement the provisions on October 1, 1981; and

WHEREAS, the U.S. Department of Agriculture has determined that the rule will have significant program cost savings and that delays in implementation could increase the possibility of the Food Stamp Program exceeding spending limits the U.S. Congress has placed in the program as may result in the issuance of lower benefits or no benefits to all eligible participants by the end of the Fiscal Year 1982; and

WHEREAS, it is therefore in the public interest to implement these provisions as early in the fiscal year as possible to avoid an across-the-board adverse effect on all eligible participants; and

WHEREAS, there exists an agreement between the territory of Guam and the Food and Nutrition Service, the United States Department of Agriculture that the program will be administered in accordance with the provisions contained in the Food Stamp Act of 1977, as amended, and in the manner prescribed by regulations issued pursuant to the Act;

NOW, THEREFORE, I, PAUL M. CALVO, Governor of the territory of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and Title X, Chapter II, Government Code of Guam, do hereby order that the Food Stamp Program provisions of the Omnibus Reconciliation Act be implemented as soon as possible on October 1, 1981.

Signed and promulgated in Agana, Guam this 30th day of September, in the year of our Lord, nineteen hundred and eighty-one.

/s/ Paul M. Calvo
PAUL M. CALVO
Governor of Guam

COUNTERSIGNED:

/s/ Joseph F. Ada
JOSEPH F. ADA
Lieutenant Governor of Guam

EXECUTIVE ORDER NO. 81-10

TO APPOINT THE ADJUTANT GENERAL, DEPARTMENT OF MILITARY
AFFAIRS, TO BE A PURCHASING AGENT UNDER THE
PROVISIONS OF THE EXECUTIVE ORDER NO. 65-12A

WHEREAS, Executive Order No. 65-12A, as amended, assigns the Director of Administration the responsibility of prescribing the procedures for the procurement of supplies and the storage and distribution thereof; and

WHEREAS, Executive Order No. 65-12A defines a "purchasing agent" to mean the Directors of Administration and Education, the Administrator of Guam Memorial Hospital and/or the Administrator, Supply Management Division, Department of Administration; and

WHEREAS, the Department of Military Affairs will require the procurement of specialized supplies and services and the expenditure of Federal service contract funds;

NOW, THEREFORE, I, PAUL M. CALVO, Governor of Guam, by the authority vested in me by the Organic Act of Guam, as amended, do hereby appoint the Adjutant General of the Department of Military Affairs to be a "purchasing agent" as defined in Executive Order No. 65-12A, Section 2.04, and to have all the responsibilities and authority of a purchasing agent with respect to Executive Order No. 65-12A.

Signed at Agana, Guam, this 3rd day of October, 1981.

/s/ Paul M. Calvo
PAUL M. CALVO
Governor of Guam

COUNTERSIGNED:

/s/ Joseph F. Ada
JOSEPH F. ADA
Lieutenant Governor of Guam

EXECUTIVE ORDER NO. 81-11

AUTHORIZATION TO IMPLEMENT AID TO FAMILIES WITH
DEPENDENT CHILDREN PROGRAM PROVISION OF THE
OMNIBUS RECONCILIATION ACT OF 1981

WHEREAS, in an effort to cut Federal expenditures, U.S. Public Law 97-35 was enacted August 13, 1981; and

WHEREAS, the Secretary of the Department of Health and Human Services has mandated for all states and territories to implement the provisions on October 1, 1981; and

WHEREAS, the Guam Administrative Adjudication Act does not contain emergency rule-making procedures to implement such provisions; and

WHEREAS, there is an agreement in the form of the Guam State Plan for Aid to Families with Dependent Children between the territory of Guam and the Federal government that the program be administered in accordance with prescribed regulations issued by the Federal government; and

WHEREAS, a waiver was requested for the October 1, 1981 effective date; and

WHEREAS, the effective date of the implementation of the new AFDC provision will be November 1, 1981;

NOW THEREFORE, I, PAUL M. CALVO, Governor of the territory of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and Title X, Chapter II, Government Code of Guam, do hereby order that the Aid to Families with Dependent Children Program provisions of the Omnibus Reconciliation Act be implemented November 1, 1981.

Signed and promulgated in Agana, Guam this 8th day of October, in the year of our Lord, nineteen hundred and eighty-one.

/s/ Paul M. Calvo
PAUL M. CALVO
Governor of Guam

COUNTERSIGNED:

/s/ Joseph F. Ada
JOSEPH F. ADA
Lieutenant Governor of Guam

EXECUTIVE ORDER NO. 81-12

TO INSTITUTE ECONOMY MEASURES WITHIN THE EXECUTIVE BRANCH

WHEREAS, for fiscal year 1982, estimated cash outlays exceed projected government revenues by \$17.7 million; and

WHEREAS, continued operation of the Government at existing levels will result in serious financial distress during fiscal year 1982; and

WHEREAS, it is now essential that the Government actively pursue a course directed at substantial reductions in expenditures; and

WHEREAS, the Government must immediately implement cost savings measures in order to avoid severe financial problems;

NOW, THEREFORE, I, PAUL M. CALVO, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, do hereby order as follows:

- I. With respect to all departments, autonomous agencies, public corporations, boards and commissions of the Executive Branch:
 1. A postponement of all reclassifications, meritorious salary increases and salary increments until further notice.
 2. A freeze on all new hiring until further notice. Filling of necessary vacancies shall be reviewed and approved by the Bureau of Budget and Management Research.
 3. Effective December 1, 1981, except as to personnel critical to public health, safety and welfare, a reduction of work hours from forty (40) hours per week to thirty-five (35) hours per week with a proportionate reduction in salary until further notice to the extent permitted by law. While work hours of employees are reduced, department and agency heads shall schedule workdays such that hours of service to the public are maintained at current levels. For example, agencies currently providing services Monday through Friday, 8:00 a.m. to 5:00 p.m. shall maintain those hours, and agencies providing 24-hour service shall continue to do so.
 4. The use of vehicles operated at Government expense or owned by the Government shall be curtailed except as necessary for public health, safety and welfare. The Director of Public Works shall establish guidelines for use of Government vehicles. He shall implement measures to reduce fuel consumption by ten percent (10%).
 5. Each autonomous agency, public corporation, board and commission shall submit to the Bureau of Budget and Management Research, within thirty (30) days, its staffing pattern, its most recent audited financial statement, and its budget as approved for fiscal year 1982. All applications for Federal aid programs shall be reviewed by the Bureau of Budget and Management Research.
- II. With respect to all departments and agencies, including the University of Guam, the Guam Community College and the Guam Memorial Hospital Authority, but exclusive of other autonomous agencies, public corporations, boards and commissions within the Executive Branch:
 1. All requisitions and/or purchase orders which exceed One Thousand Dollars (\$1,000) shall be reviewed and approved by the Bureau of Budget and Management Research.
 2. The Director of Administration shall examine each department of the Executive Branch and recommend to the Governor measures which can be instituted to reduce unnecessary expenditures.
 3. The Director of Administration and the Director of the Bureau of Budget and Management Research shall recommend to the Governor methods of reorganizing the Executive Branch which would reduce cost and maintain efficiency.
- III. Specific guidelines for the implementation of these economy measures will be issued within five (5) days and are incorporated herein by reference.

Promulgated on October 19, 1981 at Agana, Guam.

/s/ Paul M. Calvo
PAUL M. CALVO
Governor of Guam

EXECUTIVE ORDER NO. 81-13

AUTHORIZATION TO IMPLEMENT THE
MEDICAID PROGRAM PROVISION OF THE
OMNIBUS RECONCILIATION ACT OF 1981

WHEREAS, in an effort to cut Federal expenditures, U.S. Public Law 97-35 was enacted August 13, 1981; and

WHEREAS, the Secretary of the Department of Health and Human Services has mandated for all states and territories to implement the provisions on October 1, 1981; and

WHEREAS, the Guam Administrative Adjudication Act does not contain emergency rule-making procedures to implement such provisions; and

WHEREAS, there is an agreement in the form of the Guam State Plan for medicaid between the territory of Guam and the Federal government that the program be administered in accordance with prescribed regulations issued by the Federal government; and

WHEREAS, a waiver was requested for the October 1, 1981, effective date; and

WHEREAS, the effective date of the implementation of the new AFDC provision will be November 1, 1981;

NOW, THEREFORE, I, PAUL M. CALVO, Governor of the territory of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and Title X, Chapter II, Government Code of Guam, do hereby order that the medicaid program provisions of the Omnibus Reconciliation Act be implemented on November 1, 1981.

Signed and promulgated in Agana, Guam this 22nd day of October, in the year of our Lord, nineteen hundred and eighty-one.

/s/ Paul M. Calvo
PAUL M. CALVO
Governor of Guam

COUNTERSIGNED:

/s/ Joseph F. Ada
JOSEPH F. ADA
Lieutenant Governor of Guam

EXECUTIVE ORDER NO. 81-14

AMENDMENT OF EXECUTIVE ORDER 81-12

WHEREAS, it has always been the position of this Administration that government of Guam employees should have a full 40-hour work week; and

WHEREAS, it has always been the position of this Administration that it would rather operate under austere conditions than be faced with "payless" paydays and massive lay-offs or eventual bankruptcy; and

WHEREAS, to implement this policy, I promulgated Executive Order 81-12 for the purpose of instituting economy measures within the Executive Branch, which provided, among other things, for a reduction of the work week to thirty-five (35) hours so as to avert a financial crisis; and

WHEREAS, the Legislature on the 5th day of November, 1981 passed Bill 559 which, among other things, prohibits the implementation of the 35-hour work week provided for in Executive Order 81-12 until July, 1982; and

WHEREAS, in acknowledging the clear mandate of the Legislature;

NOW, THEREFORE, I PAUL M. CALVO, Governor of Guam, by the virtue of the authority vested in me by the Organic Act of Guam, do hereby order as follows:

1. Executive Order 81-12 is amended by deleting Paragraph I.3.
2. All other provisions of Executive Order 81-12 remain in effect.

Promulgated on November 6, 1981 at Agana, Guam.

/s/ Paul M. Calvo
PAUL M. CALVO
Governor of Guam

CODE SECTIONS AFFECTED

<u>Code</u>	<u>Section</u>	<u>Effect</u>	<u>Public Law No.</u>
CC	00143.1	Add	16-10:3
CC	01350-01381	Add	16-20:1
CCC	00019.60	Add	16-34:1
CCP	01515	Amend	16-10:2
GC	01016	R/R	16-23:12
GC	01434(j)	Add	16-24:1
GC	01968-01969	Repeal	16-22:1
GC	01972(b)-(d)	Amend	16-34:2
GC	01974	Amended	16-22:2
GC	02002(c)	Amend	16-8:2
GC	04026	Renumber	16-23:2
GC	04103.1	Repeal	16-23:15
GC	04109-04020.1	Renumber	16-23:14
GC	04210	R/R	16-9:1
GC	04210.1	Add	16-9:2
GC	04210.2	Renumber	16-9:2
GC	04211(c)	Add	16-9:6
GC	04212.2	Amend	16-9:7
GC	04213	Amend	16-9:5
GC	04218(a)(3) & (4)	Add	16-9:3
GC	04219(a)	Amend	16-9:4
GC	06500.01(c)	Added	16-18:8
GC	06600.4	Add	16-40:1
GC	06600.5	Add	16-40:2
GC	06600.6	Add	16-40:3
GC	06804	Amend	16-44:10
GC	09115(b)	R/R	16-44:12
GC	09120.50-09120.60	Add	16-10:1
GC	11102(a)	Amend	16-5:1
GC	11110.1	Add	16-44:20
GC	11319	Perm. Law	16-44:19
GC	11806	Amend	16-28:8
GC	11809	Amend	16-28:9
GC	11812	Amend	16-28:10
GC	11813	Amend	16-28:11
GC	11814	Amend	16-28:12
GC	11815	Amend	16-28:13
GC	11819	Amend	16-28:14
GC	11820	Amend	16-28:15
GC	11821	Amend	16-28:16
GC	11822-11826.5	Repeal	16-28:17
GC	11841	Amend	16-23:4
GC	11842	Amend	16-41:4
GC	11848.2(b)	Amend	16-44:7
GC	11966.1	Add	16-23:3

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<u>Code</u>	<u>Section</u>	<u>Effect</u>	<u>Public Law No.</u>
GC	12300	R/R	16-39:1
GC	12306.1	Add	16-39:2
GC	12307.1	Add	16-39:3
GC	12308	R/R	16-39:4
GC	12308.1	Add	16-39:5
GC	12308.2	Add	16-39:6
GC	12310	R/R	16-39:7
GC	12313	R/R	16-39:15
GC	12321	R/R	16-39:8
GC	12322	R/R	16-39:9
GC	12323	R/R	16-39:10
GC	12385	R/R	16-39:11
GC	12386	Add	16-39:13
GC	12387	Add	16-39:14
GC	12388	Add	16-39:12
GC	13213(b)	Amend	16-3:1
GC	13902(g)	Amend	16-23:6
GC	13914(a)	Amend	16-42:6
GC	13914(e)	Add	16-42:7
GC	14010(a)	Amend	16-23:11
GC	16125-16128	Add	16-16:1
GC	19543.1015	Added	16-26:1
GC	20002(a)	Amend	16-42:1
GC	20002(c)	Amend	16-42:2
GC	20003(i)	Amend	16-23:7
GC	20003(m)	Amend	16-42:3
GC	20003.1	Add	16-42:4
GC	20003.2	Add	16-42:5
GC	20050-20062	Add	16-8:1
GC	21509(b)	Repeal	16-25:1
GC	21512(a)	Amend	16-23:8
GC	21612(a)	Amend	16-23:9
GC	21950	Amend	16-44:4
GC	24201.1	Added	16-44:13
GC	28019.1	Amend	16-45:1
GC	37000et. seq.	Amend	16-1:1
GC	37002	Amend	16-1:3
GC	37002(i)	Amend	16-1:2
GC	37002(e)	Amend	16-1:11
GC	37003(h)	Repeal	16-1:4
GC	37003(i)(j)	Renumber	16-1:4
GC	37006(a)	Amend	16-1:5
GC	37006(b)	Amend	16-1:6
GC	37009(a)	Amend	16-1:7
GC	37009(e)	Amend	16-1:8

CODE SECTIONS AFFECTED

<u>Code</u>	<u>Section</u>	<u>Effect</u>	<u>Public Law No.</u>
GC	37014(m)	Amend	16-1:9
GC	37014(m)	Amend	16-1:9
GC	37039(b)	R/R	16-1:12
GC	37043	Amend	16-1:10
GC	40000-40006	R/R	16-18:1
GC	40100-40106	R/R	16-18:2
GC	40200-40203	R/R	16-18:3
GC	40300-40303	R/R	16-18:4
GC	40400-40406	R/R	16-18:5
GC	40500-40502	R/R	16-18:6
GC	40600-40603	Repealed	16-18:7
GC	47124	Amend	16-44:6
GC	49003(e)	Amend	16-7:10
GC	49007(b)	Amend	16-23:13
GC	49007(b)	Amend	16-41:5
GC	53552(j)	Add	16-35:1
GC	53553(i)	Amend	16-23:5
GC	53578.1	Amend	16-33:1
GC	62011(a)	Amend	16-23:10
4GCA	04101-04178	Add	16-23:1
4GCA	04102(a)	Amend	16-41:1
4GCA	04104	Amend	16-41:2
4GCA	04150-04154	Renumber	16-23:14
4GCA	04175	Amend	16-41:3
14GCA	02201(2)(b)	Amend	16-32:1
14GCA	02602(2)	Amend	16-32:2
14GCA	03508(2)(b)	Amend	16-32:3
14GCA	03602(2)	Amend	16-32:4

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